



## A G E N D A

### National Collegiate Athletic Association Division II Management Council

#### Microsoft Teams Meeting

January 11, 2021  
11 a.m. to 5 p.m. Eastern Time

1. Welcome and announcements. [Supplement No. 1] (Chris Graham)
2. Review of previous minutes. (Graham)
  - a. Division II Management Council and Division II Presidents Council. [Supplement No. 2]
  - b. NCAA Board of Governors. [Supplement No. 3]
    - NCAA Board of Governors Committee to Promote Cultural Diversity and Equity. [Supplement No. 4]
  - c. Division II Administrative Committee. [Supplement No. 5]
3. 2020-21 Division II Priorities. [Supplement No. 6] (Maritza Jones)
4. NCAA Convention and legislation.
  - a. 2021 Convention schedule. [Supplement No. 7] (M. Jones)
  - b. Proposed legislation for the 2021 Convention. [Supplement No. 8] (Karen Wolf)
    - Feedback on Convention proposals for the business session.
  - c. Review Management Council assignments (with positions of FARA and SAAC) for Division II legislative proposals. [Supplement No. 9] (Wolf)
  - d. Procedural issues document. [Supplement No. 10] (Stephanie Quigg)
  - e. Question and answer guide related to the 2021 Convention proposals. [Supplement No. 11] (Chelsea Hooks)
  - f. Presidents Council-sponsored legislation for the 2022 Convention. [Supplement No. 12] (Wolf)
  - g. Noncontroversial legislation. [Supplement No. 13] (Hooks)

5. Review of committee recommendations affecting Division II.
  - a. Division II committees.
    - (1) Championships Committee. (Carrie Michaels)
      - (a) October 15 videoconference. [Supplement No. 14]
      - (b) November 5 videoconference. [Supplement No. 15]
      - (c) November 19 email action. [Supplement No. 16]
      - (d) December 3 videoconference. [Supplement No. 17]
    - (2) Legislation Committee. (Dave Marsh)
      - (a) November 2 videoconference. [Supplement No. 18]
      - (b) December 4 email action. [Supplement No. 19]
    - (3) Membership Committee. (Bob Dranoff)
      - (a) November 9 videoconference. [Supplement No. 20]
      - (b) December 2 videoconference. [Supplement No. 21]
    - (4) Planning and Finance Committee. (Amy Foster)
      - (a) November 30 videoconference. [Supplement No. 22]
      - (b) 2020-21 year-to-date budget to actual. [Supplement No. 23]
    - (5) Student-Athlete Advisory Committee. [Supplement No. 24] (Braydon Kubat and Madeleine McKenna)
    - (6) Committee on Student-Athlete Reinstatement. [Supplement No. 25] (Teresa Clark)
  - b. Division II subcommittees, project teams, task forces and working groups.
    - Division II Enforcement and Infractions Task Force. (Christie Ward)
      - (1) October 30 videoconference. [Supplement No. 26]

- (2) December 3 videoconference. [Supplement No. 27]
- c. Association-wide committees.
  - (1) Committee on Competitive Safeguards and Medical Aspects of Sports. (Julie Rochester)
    - (a) September 21-22 meeting. [Supplement No. 28-a]
    - (b) December 9 teleconference. [Supplement No. 28-b]
  - (2) Committee on Women's Athletics. [Supplement No. 29] (David B. Kuhlmeier)
  - (3) Joint Committee on Women's Athletics and Minority Opportunities and Interests Committee. [Supplement No. 30] (Kuhlmeier and Harry Stinson)
  - (4) Minority Opportunities and Interests Committee. [Supplement No. 31] (Stinson)
  - (5) Olympic Sports Liaisons Committee. [Supplement No. 32] (Steven Winter)
6. Division II Management Council issues and updates. (Graham)
  - 2021 committee and project team assignments. [Supplement No. 33]
7. National office staff updates.
  - a. Executive and legal. (Mark Emmert and Donald Remy)
  - b. Sport Science Institute. [Supplement No. 34] (Brian Hainline and John Parsons)
  - c. NCAA's Eight-Point Plan to Advance Racial Equity. [Supplement No. 35] (Derrick Gragg)
  - d. Sustainability and the Division I Collegiate Model. [Supplement No. 36] (Kevin Lennon)
  - e. Division II championships protocols for 2021 winter and spring sports. (Joni Comstock and Roberta Page)
  - f. Division II Academic Success Rate and Federal Graduation Rates. [Supplement No. 37] (Markie Cook)

- g. Division II Degree-Completion Award. (Cook)
- h. Division II Transfer Portal. [Supplement No. 38] (Susan Peal)
- 8. Affiliated association updates.
  - a. Division II Athletics Directors Association. (Amy Henkelman)
  - b. Division II Conference Commissioners Association. (Dranoff)
  - c. CoSIDA. (Jerry Wollmering)
  - d. Faculty Athletics Representative Association. (Rochester)
  - e. Minority Opportunity Athletics Association. (Stinson)
  - f. National Association for Athletics Compliance. (Felicia Johnson)
  - g. Women Leaders in College Sports. (Michaels)
- 9. Other business. (Graham)
- 10. Meeting recap/items to report back to conferences. (Graham)
- 11. Recognize outgoing members. (Graham and Courtney Lovely Evans)
- 12. Future meetings.
  - a. 2 p.m. Eastern time February 3, 2021, Management Council post-Convention virtual meeting.
  - b. April 12-13, 2021, Management Council meeting; virtual meeting.
  - c. July 17-18, 2021, Management Council/Student-Athlete Advisory Committee Summit; virtual meeting.
  - d. July 19-20, 2021, Management Council meeting; virtual meeting.
  - e. October 18-19, 2021, Management Council meeting; Indianapolis, Indiana.
  - f. January 19-22, 2022, in conjunction with the 2022 NCAA Convention; Indianapolis, Indiana.
  - g. April 11-12, 2022, Management Council meeting; Indianapolis, Indiana.

- h. July 16-17, 2022, Management Council/Student-Athlete Advisory Committee Summit; Indianapolis, Indiana.
  - i. July 18-19, 2022, Management Council meeting; Indianapolis, Indiana.
  - j. October 17-18, 2022, Management Council meeting; Indianapolis, Indiana.
  - k. January 11-14, 2023, in conjunction with the 2023 NCAA Convention; San Antonio, Texas.
13. Adjournment.



**SUPPLEMENT NO. 1**  
**DII Management Council 01/21**

**2021 NCAA Division II Management Council Roster**

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**Brenda Cates**  
Faculty Athletics Representative  
University of Mount Olive  
634 Henderson Street  
Mount Olive, North Carolina 28365

Telephone: 919-658-2502  
Email: [bcates@umo.edu](mailto:bcates@umo.edu)  
Cell Phone: 910-935-0046  
Term: January 2024

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**Jessica Chapin**  
Interim Director of Athletics  
American International College  
1000 State Street, Box 4B  
Springfield, Massachusetts 01109

Telephone: 413-205-3532  
Email: [jessica.chapin@aic.edu](mailto:jessica.chapin@aic.edu)  
Cell Phone: 585-613-6576  
Term: January 2021

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**Teresa Clark**  
Faculty Athletics Representative  
Cedarville University  
251 North Main Street  
Cedarville, Ohio 45314

Telephone: 937-766-7763  
Email: [clarkt@cedarville.edu](mailto:clarkt@cedarville.edu)  
Term: January 2022

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**Laura Clayton-Eady**  
Associate Athletics Director/SWA  
University of West Georgia  
1601 Maple Street  
Carrollton, Georgia 30116

Telephone: 678-839-3964  
Email: [lclayton@westga.edu](mailto:lclayton@westga.edu)  
Term: January 2023

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**Mark A. Corino**  
Assistance Vice President/Director of Athletics  
Caldwell University  
120 Bloomfield Avenue  
Caldwell, New Jersey 07009

Telephone: 973-865-4936  
Email: [mcorino@caldwell.edu](mailto:mcorino@caldwell.edu)  
Term: January 2024

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**J. Lin Dawson**  
Director of Athletics  
Clark Atlanta University  
223 James P. Brawley Drive SW  
Atlanta, Georgia 30314

Telephone: 404-880-8123  
Email: [jldawson@cau.edu](mailto:jldawson@cau.edu)  
Term: January 2022

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**Robert Dranoff**  
Commissioner  
East Coast Conference  
300 Carleton Avenue  
Central Islip, New York 11722

Telephone: 631-348-3451  
Email: [rdranoff@eccsports.org](mailto:rdranoff@eccsports.org)  
Term: January 2022

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**Amy Foster**

Associate Athletics Director for Business/SWA  
Seattle Pacific University  
3307 3rd Avenue West  
Seattle, Washington 98119

Telephone: 206-281-2479

Email: [flikka@spu.edu](mailto:flikka@spu.edu)

Term: January 2022

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**Marty Gilbert**

Associate Professor of Computer Science/Faculty  
Athletics Representative  
Mars Hill University  
P.O. Box 6691  
Mars Hill, North Carolina 27854

Telephone: 828-689-1195

Email: [mgilbert@mhu.edu](mailto:mgilbert@mhu.edu)

Cell Phone: 828-506-8111

Term: January 2023

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**Christopher Graham, chair**

Commissioner  
Rocky Mountain Athletic Conference  
5825 Delmonico Drive, Suite 110  
Colorado Springs, Colorado 80919

Telephone: 719-471-0066

Email: [cgraham@rmacsports.org](mailto:cgraham@rmacsports.org)

Cell Phone: 719-522-3005

Term: January 2021

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**Amy Henkelman**

Director of Athletics  
Dominican University of California  
50 Acacia Avenue  
San Rafael, California 94901

Telephone: 415-257-1304

Email:  
[amy.henkelman@dominican.edu](mailto:amy.henkelman@dominican.edu)

Term: January 2025

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**Felicia M. Johnson**

Director of Athletics  
Virginia Union University  
1500 Lombardy Street  
Richmond, Virginia 23220

Telephone: 804-354-5933

Email: [fmjohnson@vuu.edu](mailto:fmjohnson@vuu.edu)

Term: January 2021

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**Jim Johnson**

Director of Athletics  
Pittsburg State University  
1701 S. Broadway  
Pittsburg, Kansas 66762

Telephone: 620-435-4510

Email: [jjohnson@pittstate.edu](mailto:jjohnson@pittstate.edu)

Term: January 2022

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**Kristi Kiefer**

Associate Athletics Director/Senior Woman  
Administrator  
Fairmont State University  
310 Feaster Center  
1201 Locust Avenue  
Fairmont, West Virginia 26554

Telephone: 304-367-4265

Email: [kkiefer@fairmontstate.edu](mailto:kkiefer@fairmontstate.edu)

Cell Phone: 304-476-6541

Term: January 2024

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<b>Braydon Kubat</b> Student-Athlete University of Minnesota Duluth 1815 1/2 East Second Street Duluth, Minnesota 55812	Telephone: 507-475-3735 Email: <a href="mailto:kubat025@d.umn.edu">kubat025@d.umn.edu</a> Term: January 2021
<b>David B. Kuhlmeier</b> Professor of International Marketing and International Business/Faculty Athletics Representative Valdosta State University 1500 North Patterson Valdosta, Georgia 31698-0075	Telephone: 229-245-3823 Email: <a href="mailto:dbkuhlmeier@valdosta.edu">dbkuhlmeier@valdosta.edu</a> Cell Phone: 850-459-5881 Term: January 2023
<b>Courtney Lovely, <i>vice chair</i></b> Director of Athletics Palm Beach Atlantic University 901 S. Flagler Drive West Palm Beach, Florida 33401	Telephone: 561-803-2337 Email: <a href="mailto:courtney_lovely@pba.edu">courtney_lovely@pba.edu</a> Term: January 2022
<b>Dave Marsh</b> Director of Athletics Northwood University 4000 Whiting Drive Midland, Michigan 48640	Telephone: 989-837-4389 Email: <a href="mailto:dmars@northwood.edu">dmars@northwood.edu</a> Cell Phone: 989-615-6794 Term: January 2023
<b>Madeleine McKenna</b> Student-Athlete California University of Pennsylvania 250 University Avenue California, Pennsylvania 15419	Telephone: 614-607-1645 Email: <a href="mailto:mck8471@calu.edu">mck8471@calu.edu</a> Term: January 2021
<b>Carrie Michaels</b> Senior Associate Director of Athletics/Senior Woman Administrator Shippensburg University of Pennsylvania 1871 Old Main Drive Shippensburg, Pennsylvania 17257	Telephone: 717-477-1711 Email: <a href="mailto:camichaels@ship.edu">camichaels@ship.edu</a> Cell Phone: 717-262-3116 Term: January 2024
<b>Doug Peters</b> Director of Athletics Minnesota State University Moorhead 1104 7th Avenue South Moorhead, Minnesota 56563	Telephone: 218-477-2306 Email: <a href="mailto:petersd@mnstate.edu">petersd@mnstate.edu</a> Cell Phone: 701-840-0904 Term: January 2024

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**Julie Rochester**

Faculty Athletics Representative  
Northern Michigan University  
1401 Presque Isle Avenue  
Marquette, Michigan 49855

Telephone: 906-235-5713

Email: [jrochest@nmu.edu](mailto:jrochest@nmu.edu)

Term: January 2022

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**Judy Sackfield**

Deputy Athletics Director for Student-Athlete  
Success/SWA  
Texas A&M University-Commerce  
P.O. Box 3011  
Commerce, Texas 75429

Telephone: 903-468-8659

Email: [judy.sackfield@tamuc.edu](mailto:judy.sackfield@tamuc.edu)

Term: January 2023

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**Harry Stinson III**

Director of Athletics and Recreational Services  
Lincoln University (Pennsylvania)  
1570 Baltimore Pike  
Lincoln University, Pennsylvania 19352

Telephone: 484-365-7391

Email: [hstinson@lincoln.edu](mailto:hstinson@lincoln.edu)

Cell Phone: 321-945-0769

Term: January 2025

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**Christie Ward**

Associate Athletic Director/SWA  
Georgia Southwestern State University  
800 GSW State University Drive  
Americus, Georgia 31709

Telephone: 229-931-7012

Email: [christie.ward@gsu.edu](mailto:christie.ward@gsu.edu)

Cell Phone: 229-942-2886

Term: January 2023

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**Jeff Williams**

Director of Athletics  
East Central University  
1100 East 14th Street PMB L-8  
Ada, Oklahoma 74820

Telephone: 580-559-5604

Email: [jwillims@ecok.edu](mailto:jwillims@ecok.edu)

Cell Phone: 580-310-5987

Term: January 2024

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**Steven Winter**

Faculty Athletics Representative  
Sonoma State University  
1801 East Cotati Avenue  
Rohnert Park, California 94928

Telephone: 707-664-2188

Email: [steven.winter@sonoma.edu](mailto:steven.winter@sonoma.edu)

Term: January 2023

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**Jerry Wollmering**

Director of Athletics  
Truman State University  
100 East Normal Street  
Kirksville, Missouri 63501

Telephone: 660-341-8933

Email: [jerryw@truman.edu](mailto:jerryw@truman.edu)

Term: January 2024

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**NCAA Staff Liaisons**

**Terri Steeb Gronau**  
Vice-President of Division II  
Email: [tgronau@ncaa.org](mailto:tgronau@ncaa.org)

**Maritza Silva Jones**  
Managing Director of Division II  
Email: [msjones@ncaa.org](mailto:msjones@ncaa.org)

**Ryan Jones**  
Associate Director of Division II  
Email: [rjones@ncaa.org](mailto:rjones@ncaa.org)

**Jill Waddell**  
Executive Assistant of Division II  
Email: [jwaddell@ncaa.org](mailto:jwaddell@ncaa.org)

**Stephanie Quigg**  
Director of Academic and Membership  
Affairs  
Email: [squigg@ncaa.org](mailto:squigg@ncaa.org)

**Angela Red**  
Associate Director of Academic and  
Membership Affairs  
Email: [ared@ncaa.org](mailto:ared@ncaa.org)

**Karen Wolf**  
Associate Director of Academic and  
Membership Affairs  
Email: [kwolf@ncaa.org](mailto:kwolf@ncaa.org)

**Chelsea Hooks**  
Assistant Director of Academic and  
Membership Affairs  
Email: [chooks@ncaa.org](mailto:chooks@ncaa.org)

**Markie Cook**  
Assistant Director of Research  
Email: [mcook@ncaa.org](mailto:mcook@ncaa.org)

**U.S. Mailing Address**  
NCAA  
P.O. Box 6222  
Indianapolis, IN 46206-6222

**Telephone:** 317/917-6222  
**Facsimile:** 317/917-6971



SUMMARY OF FALL 2020 QUARTERLY MEETINGS

National Collegiate Athletic Association

August 20, 2020, Management Council and August 21, 2020, Presidents Council, and  
October 19-20, 2020, Management Council and October 28, 2020, Presidents Council

*AUGUST 20, 2020, MANAGEMENT COUNCIL AND AUGUST 21, 2020, PRESIDENTS  
COUNCIL MEETINGS.*

**1. WELCOME AND ANNOUNCEMENTS.**

Management Council. The Management Council convened its videoconference at 1:30 p.m. Eastern time Thursday, August 20.

The chair welcomed those in attendance, acknowledging staff who were present. He recognized that this was the first meeting attended by Harry Stinson III, director of athletics at Lincoln University (Pennsylvania), as the new independent/at-large representative, after which the Council proceeded with its agenda.

Presidents Council. The Presidents Council convened its videoconference at 1:33 p.m. Eastern time Friday, August 21.

The chair welcomed those in attendance, acknowledging staff who were present. She recognized that this was the first meeting attended by John Y. Gotanda, president, Hawaii Pacific University, as the new Region 4 representative, after which the Council proceeded with its agenda.

**2. RECOMMENDATIONS REGARDING THE NCAA BOARD OF GOVERNORS  
DIRECTIVES REGARDING SAFEGUARDING STUDENT-ATHLETE WELL-  
BEING.**

Management Council. The Management Council recommended that the Presidents Council take the following action related to the NCAA Board of Governors' directives regarding safeguarding student-athlete well-being:

- a. Adopt noncontroversial legislation to amend NCAA Bylaw 15.5.4.3 (reduction or cancellation not permitted) to prohibit an institution from reducing or cancelling athletics aid for a student-athlete who, by October 1, 2020, chooses to opt out of countable athletically related activities during the 2020-21 academic year due to concerns about contracting COVID-19. A student-athlete's decision to opt out of participation during the 2020-21 academic year does not constitute a voluntary withdrawal from the team. This legislation would be effective immediately, and apply retroactively, for any athletics aid agreements signed for the 2020-21 academic year only. An institution may still require a student-athlete receiving athletics aid who opts out of CARA to participate in noncountable activities such as study hall or medical treatments.

- b. Extend the application of the previously approved extension of eligibility waiver (two semesters/three quarters) to student-athletes who opt out of countable athletically related activities for the 2020-21 academic year, regardless of when the student-athlete opts out.
- c. Approve a blanket waiver to allow the following student-athletes who choose to not enroll for the fall 2020 term to use the missed term exception:
  - (1) A student-athlete in their first academic year in residence; and
  - (2) A student-athlete who has previously used the missed term exception once during their collegiate enrollment.
- d. Adopt noncontroversial legislation to amend NCAA Constitution 3.3.4 (conditions and obligations of membership) to prohibit an institution from requiring student-athletes to waive their legal rights regarding COVID-19 as a condition of athletics participation. This legislation would be effective immediately, and apply retroactively, for the 2020-21 academic year only. It would remain permissible for an institution to have student-athletes sign a pledge document requiring them to abide by virus mitigation measures.
- e. Adopt noncontroversial legislation, effective immediately, to require the following:

Prior to a student-athlete participating in fall 2020 term competition (e.g., championship segment or nonchampionship segment competition; scrimmages combining teams from two different institutions; and practices combining teams from two different institutions), the institution shall:

  - (1) Provide information on the waivers and legislative changes approved by Division II for student-athletes due to the impact of COVID-19 (e.g., accommodations for student-athletes who opt out, season-of-competition waivers);
  - (2) Review the institution's insurance coverage with student-athletes who plan to compete in the fall 2020 term and advise student-athletes to review their own existing coverage;
  - (3) Inform student-athletes of the risk classification of their sports according to the NCAA Resocialization of Sport: Developing Standards for Practice and Competition; and

- (4) Provide information about how the institution is complying with the NCAA Resocialization of Sport: Developing Standards for Practice and Competition.

Presidents Council. The Presidents Council approved the recommendations. The Presidents Council believes that each student-athlete should make an informed decision to participate in competition in the fall 2020 term. With the approval of waivers and legislative changes by Division II, each student-athlete has the flexibility to decide their participation in competition.

### 3. ***ADJOURNMENT.***

Management Council. Management Council. The Management Council adjourned at 3:23 p.m. Eastern time August 20.

Presidents Council. The Presidents Council adjourned at 2:27 p.m. Eastern time August 21.

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## ***OCTOBER 19-20, 2020, DIVISION II MANAGEMENT COUNCIL, AND OCTOBER 28, 2020, DIVISION II PRESIDENTS COUNCIL MEETINGS.***

### 1. ***WELCOME AND ANNOUNCEMENTS.***

Management Council. The Management Council convened at 11 a.m. Eastern time Monday, October 19. The chair welcomed those in attendance, acknowledging staff who were present.

The chair acknowledged Courtney Lovely Evans as the new vice chair of the Management Council and thanked Jim Johnson for his dedication the past 12 months.

The chair also acknowledged the four Pathways members who were attending the Council meeting.

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

Presidents Council. The Presidents Council convened at 11:02 a.m. Eastern time Wednesday, October 28. 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 MEETINGS.**

**a. June 18, July 20-21 and July 31 Management Council, and June 18 and August 5 Presidents Council.**

Management Council. The Management Council approved the summary of actions from its summer meetings.

Presidents Council. The Presidents Council approved the summary of actions from its summer meetings.

**b. NCAA Board of Governors.**

**(1) June 11, June 19, July 24, August 4 and September 25 Videoconferences.**

Management Council. The Management Council reviewed the Board of Governors reports from the June 11, June 19, July 24, August 4 and September 25 videoconferences. The reports were informational in nature.

Presidents Council. The Presidents Council reviewed the Board of Governors reports from the June 11, June 19, July 24, August 4 and September 25 videoconferences.

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

Management Council. The Management Council reviewed the May 22 Board of Governors Committee to Promote Cultural Diversity and Equity videoconference report. The report was informational in nature.

Presidents Council. The Presidents Council reviewed the May 22 Board of Governors Committee to Promote Cultural Diversity and Equity videoconference report. The report was informational in nature.

**c. Administrative Committee.**

Management Council. The Management Council approved the interim actions by the committee.

Presidents Council. The Presidents Council approved the interim actions by the committee.

**3. 2021 DIVISION II PRIORITIES.**

Management Council. The Management Council reviewed the 2020-21 Division II Priorities, which had been approved at the summer series of meetings.

Presidents Council. The Presidents Council reviewed the 2020-21 Division II Priorities. No action was necessary.

**4. NCAA CONVENTION AND LEGISLATION.**

**a. Proposed Legislation for the 2021 Convention.**

Management Council. The Management Council reviewed the three proposals that will be voted on at the 2021 Convention, all sponsored by the Presidents Council. The Council discussed and provided feedback on the legislation.

Presidents Council. No action was necessary.

**b. Proposed Groupings of Proposal and Roll-Call Votes.**

Management Council. The Management Council recommended that the Presidents Council approve the proposed groupings of legislative proposals and the designated roll-call votes for the purpose of production of the 2021 NCAA Convention Division II Official Notice and the order of business for the Division II business session at the 2021 Convention, as presented.

The proposals are divided by subject matter and each have an effective date of August 1, 2021. Also, each proposal will be voted on by roll-call vote. Finally, if Proposal No. 2021-2 is adopted, then Proposal No. 2021-3 is rendered moot.

Presidents Council. The Presidents Council approved the proposed grouping of legislative proposals and the designated roll-call votes for the purpose of production of the 2021 Convention Official Notice and the order of business for the Division II business session at the 2021 Convention, as recommended.

**c. Suggested Speakers for the 2021 Convention.**

Management Council. The Management Council reviewed the speakers' chart for the Division II business session at the 2021 Convention. The Council was informed of the duties that go along with being a designated or back-up speaker and was asked to advise staff of any modifications individuals would like to make.

Presidents Council. The Presidents Council reviewed the speakers' chart for the 2021 business session.

**d. Emergency Legislation.**

Management Council. The Management Council reviewed the emergency proposals, which were previously adopted in legislative form. No action was necessary.

Presidents Council. No action was necessary.

**e. Noncontroversial Legislation.**

Management Council. The Management Council adopted in legislative form two noncontroversial proposals that had previously been approved in concept (Proposal Nos. NC-2021-16 and NC-2021-17), as presented. Proposal Nos. NC-2021-18 through NC-2021-21 were previously approved in legislative form. The two proposals are listed below.

- (1) **Division Membership -- Membership Requirements -- Sports Sponsorship -- Minimum Contests and Participants Requirements for Sports Sponsorship -- Reduce Cross Country Minimum Contest Requirement and Eliminate Ability to Count Regional Qualifying Meets Toward Sports Sponsorship**, which, in cross country, eliminates the ability to count participation in regional qualifying meets in meeting the minimum-contest requirement for sports sponsorship; further, it reduces the number of minimum contests required for sports sponsorship from five to four.
- (2) **Awards and Benefits -- Expenses Provided by the Institution for Practice and Competition -- Nonpermissible -- Travel Expenses During the Winter Break -- De Minimis Violations**, which specifies that travel expenses received by a student-athlete in conjunction with away-from-home competition during the winter break period shall be considered de minimis violations and do not impact a student-athlete's eligibility.

Presidents Council. No action was necessary.

**f. Proposed Legislation for the 2022 Convention.**

Management Council. The Management Council recommended that the Presidents Council approve the three proposals listed below in legislative format.



- (1) **Enforcement Policies And Procedures -- Cooperative Principle -- Tools To Facilitate Cooperation**, which amends enforcement policies and procedures related to cooperation as follows: (a) To further define full cooperation in the infractions process; (b) To establish that the Committee on Infractions may infer that failure or refusal to produce requested materials supports an alleged violation; (c) To establish that the Committee on Infractions may view the failure or refusal to interview as an admission that an alleged violation occurred; (d) To protect a "whistleblower" who voluntarily reports information about a potential violation; and (e) To confirm that information upon which the Committee on Infractions bases its decision could be information that both directly and circumstantially supports an alleged violation, effective August 1, 2022.
  
- (2) **Enforcement Policies and Procedures -- Committee on Infractions Hearings -- Posthearing Committee Deliberations -- Basis of Decision - - Importation of Facts**, which specifies that: (a) Facts established by a decision or judgment of a court, agency, accrediting body or other administrative tribunal of competent jurisdiction, which is not under appeal, or by a commission, or similar review of comparable independence, authorized by a member institution or the institution's university system's board of trustees, may be accepted as true in concluding whether an institution or individual violated NCAA legislation; and (b) Evidence submitted and positions taken in such a matter may be considered in the infractions process, effective August 1, 2022.
  
- (3) **Enforcement Policies and Procedures -- Negotiated Resolution**, which establishes a negotiated resolution process to allow the enforcement staff to negotiate resolution of a case with an institution or involved individual about alleged violations and proposed penalties, subject to the review and approval of the Committee on Infractions, effective August 1, 2022.

Presidents Council. The Presidents Council approved the proposals for the 2022 Convention in legislative format.

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

a. **Division II Committees.**

(1) **Academic Requirements Committee.**

Management Council. The Management Council reviewed the committee's September 16 videoconference report. No action was necessary.

Presidents Council. No action was necessary.

**(2) Championships Committee.**

**(a) July 9, July 24, August 6, and August 20 and 27 Videoconferences.**

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

Presidents Council. No action was necessary.

**(b) September 9 Videoconference.**

**(1) Noncontroversial Legislation – Bylaws 17.1.2 and 17.24.1 – Playing and Practice Seasons – Segments of Playing Season – Eliminate Two-Segment Limit – Track and Field.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaws 17.1.2 (segments of playing season) and 17.24.1 (length of playing season) to eliminate, in track and field, the restriction on dividing the playing season into not more than two distinct segments; further, to specify that each segment must consist of at least one week, effective August 1, 2021.

Presidents Council. No action was necessary.

**(2) Triennial Championships Budget Requests.**

Management Council. The Management Council endorsed the requests for the triennial budget cycle beginning in fiscal year 2021-22, as presented. The requests will be reviewed by the Planning and Finance Committee in November, and, if approved, by the Presidents Council in January.

Presidents Council. No action was necessary.

**(3) Revised Requirements for Video Streaming at Preliminary Rounds.**

Management Council. The Management Council approved the revised requirements for video streaming at preliminary rounds of 2020-21 NCAA Division II Championships, as presented.

Presidents Council. No action was necessary.

**(4) Regional Ranking Dates in Men's Golf.**

Management Council. The Management Council approved applying a one-time adjustment to the regional ranking dates for the 2020-21 academic year as follows:

- Friday, March 12, 2021 – first ranking call
- Friday, March 26, 2021 – second ranking call
- Friday, April 9, 2021 – third ranking call
- Friday, April 23, 2021 – selection call

Presidents Council. No action was necessary.

**(5) Regional Ranking Dates in Women's Golf.**

Management Council. The Management Council approved applying a one-time adjustment to the regional ranking dates for the 2020-21 academic year as follows:

- Thursday, March 11, 2021 – first ranking call
- Thursday, March 25, 2021 – second ranking call
- Thursday, April 8, 2021 – third ranking call
- Monday, April 26, 2021 – selection call

Presidents Council. No action was necessary.

**(6) Access to the Division II Women's Golf Championships.**

Management Council. The Management Council approved adjusting access to the Division II Women's Golf Championships as follows:

- Base the number of teams advancing to the finals on the size of the region;

- Add two at-large teams so that 18 teams advance to the finals instead of the current 16; and
- Reduce the number of individuals advancing to the finals from the current 16 (four per region) to eight (two per region).

Presidents Council. No action was necessary.

**(7) Allowable Format for Tournament Pairings in Men's and Women's Golf.**

Management Council. The Management Council approved allowing student-athletes from the same institution to be paired as a fivesome during countable competition throughout regular-season play, at the discretion of tournament hosts.

Presidents Council. No action was necessary.

**(8) Date Formula Change in Quarterfinals for Men's Lacrosse.**

Management Council. The Management Council approved moving the current date of the quarterfinal round during the first week of the Division II Men's Lacrosse Championship from Saturday to Sunday.

Presidents Council. No action was necessary.

**(9) Joint Championship in Women's Lacrosse.**

Management Council. The Management Council approved allowing Division II women's lacrosse to participate in a "festival style" joint championship in the same city with Division I and Division III men's and women's lacrosse in 2025 and 2026. The proposal is for the finals in Divisions I, II and III men's lacrosse and Division I women's lacrosse to be conducted at Gillette Stadium in Foxborough, Mass.; the finals in Division II women's lacrosse to be conducted at Stonehill College in nearby Easton, Mass.; and the finals in Division III women's lacrosse to be conducted at Babson College in nearby Wellesley, Mass. The Council also approved amending the current date formula for Division II

women's lacrosse by moving the semifinals and final back by one week to align with the championship dates for Division I and III men's and women's lacrosse in those years.

Presidents Council. No action was necessary.

(c) **September 24 Videoconference.**

- **Date Change for the 2021 NCAA Division II Men's and Women's Swimming and Diving Championships.**

Management Council. The Management Council approved the 2021 NCAA Division II Men's and Women's Swimming and Diving Championships be moved from March 10-13 to March 17-20.

Presidents Council. The Presidents Council received an update on the date change of the championship. No action was necessary.

(d) **October 1 Videoconference.**

- **Minimum Contests Requirements for Championships Selection for Men's and Women's Basketball for the 2020-21 Academic Year.**

Management Council. The Management Council approved reducing the minimum number of contests requirements for championships selection for men's and women's basketball for the 2020-21 academic year from 15 contests to 11 contests.

Presidents Council. The Presidents Council received an update on the reduction of the minimum number of contests requirements for championships selection for men's and women's basketball. No action was necessary.

(3) **Legislation Committee.**

- **July 1 and 9, August 3, August 10 and August 31 Videoconferences.**

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

Presidents Council. No action was necessary.

**(4) Committee for Legislative Relief.**

**(a) Division II Previously Approved Waiver Checklist.**

Management Council. The Management Council approved the previously approved waiver checklist, as presented.

Presidents Council. No action was necessary.

**(b) Previously Approved Incidental Expense Waiver List.**

Management Council. The Management Council approved the updated previously approved incidental expense waiver list, as presented.

Presidents Council. No action was necessary.

**(5) Membership Committee.**

Management Council. The Management Council reviewed the committee's September 18 videoconference report. No action was necessary.

Presidents Council. No action was necessary.

**(6) Nominating Committee.**

Management Council. The Management Council reviewed the committee's August 24 videoconference report. No action was necessary.

Presidents Council. No action was necessary.

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

**(a) August 4 Videoconference.**

Management Council. The Management Council reviewed the committee's August 4 videoconference report. No action was necessary.

Presidents Council. The Presidents Council reviewed the committee's August 4 videoconference report. No action was necessary.

**(b) September 24 Videoconference.**

- **Extension of the 2015-21 NCAA Division II Strategic Plan.**

Management Council. The Management Council endorsed extending the current strategic plan through 2023 and adopting the timeline to develop its successor. In addition, the Council endorsed issuing an addendum at the 2021 NCAA Convention that summarizes the implementation of plan-related initiatives to date and also details how the division managed the COVID-19 crisis by: (1) Relying on the governance structure to follow established processes and procedures (especially those related to budgetary matters); (2) Communicating and collaborating with the Division II membership to assess both short- and long-term issues that needed to be addressed; and (3) Demonstrating leadership to make decisions swiftly yet remain nimble enough to react to a fluid and ever-evolving landscape caused by the pandemic.

Presidents Council. The Presidents Council approved extending the current strategic plan through 2023 and adopting the timeline to develop its successor. In addition, the Council agreed to issue an addendum at the 2021 NCAA Convention that summarizes the implementation of plan-related initiatives to date and also details how the division managed the COVID-19 crisis by: (1) Relying on the governance structure to follow established processes and procedures (especially those related to budgetary matters); (2) Communicating and collaborating with the Division II membership to assess both short- and long-term issues that needed to be addressed; and (3) Demonstrating leadership to make decisions swiftly yet remain nimble enough to react to a fluid and ever-evolving landscape caused by the pandemic.

**(c) Unaudited 2019-20 Budget Figures.**

Management Council. The Management Council reviewed the unaudited 2019-20 budget figures. No action was necessary.

Presidents Council. The Presidents Council reviewed the unaudited 2019-20 budget figures. No action was necessary.

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

• **July 16, August 11, August 19 and October 14 Videoconferences.**

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

Presidents Council. No action was necessary.

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

**(a) July 20 and August 26 Videoconferences.**

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

Presidents Council. No action was necessary.

**(b) October 8 Videoconference.**

**i. Season-of-Competition Waiver for Winter Sport Student-Athletes.**

Management Council. The Management Council approved allowing institutions to self-apply season-of-competition waivers for winter sport student-athletes who compete in up to the 2020-21 Bylaw 17 maximum permissible dates of competition while eligible as a result of the disruption and uncertainty caused by the COVID-19 pandemic.

Presidents Council. The Presidents Council received an update on the season-of-competition waiver for winter sport student-athletes. No action was necessary.

**ii. Application of Self-Applied Season-of-Competition Waiver for Indoor and Outdoor Track and Field.**

Management Council. The Management Council approved clarifying the application of the self-applied season-of-competition waiver in indoor and outdoor track and field to



specify that, for institutions that sponsor both indoor and outdoor track and field, a student-athlete is eligible for a self-applied season-of-competition waiver provided the student-athlete's team does not participate in more than four dates of competition in each sport season during the 2020-21 academic year.

Presidents Council. No action was necessary.

**b. Division II Subcommittees, Project Teams, Task Forces and Working Groups.**

**(1) Convention Planning Project Team.**

• **2021 Convention Schedule and Educational Programming.**

Management Council. The Management Council approved the Division II schedule and educational programming for the 2021 Convention.

Presidents Council. The Presidents Council approved the Division II schedule and educational programming for the 2021 Convention.

**(2) Enforcement and Infractions Task Force.**

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

Presidents Council. The President Council reviewed the task force's report. No action was necessary. The Council also provided feedback on Phase Two concepts currently being discussed by the task force.

**(3) Management Council Identity Subcommittee.**

Management Council. The Management Council received an update on the discussions by the Identity Subcommittee, including the partnership with the Disney Institute to provide a more positive game environment; the Source 1 Digital conference signage credit; the Division II beat writer for NCAA.com; and social media analytics. No action was necessary.

Presidents Council. No action was necessary.

**c. Association-Wide Committees.**

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

Management Council. The Management Council reviewed the committee's June 10-11 videoconference report. No action was necessary.

Presidents Council. No action was necessary.

**(2) Honors Committee.**

Management Council. The Management Council reviewed the committee's June 29 videoconference report. No action was necessary.

Presidents Council. No action was necessary.

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

Management Council. The Management Council reviewed the committee's June 11 videoconference report. No action was necessary.

Presidents Council. No action was necessary.

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

- **June 3, June 24, July 24, August 12 and September 9 Videoconferences.**

Management Council. The Management Council reviewed the panel's reports. No action was necessary.

Presidents Council. No action was necessary.

**(5) Postgraduate Scholarship Committee.**

Management Council. The Management Council reviewed the committee's July 9 videoconference report. No action was necessary.

Presidents Council. No action was necessary.

**(6) Research Committee.**

Management Council. The Management Council reviewed the committee's September 14 videoconference report. No action was necessary.

Presidents Council. No action was necessary.

6. ***ROUNDTABLE DISCUSSIONS REGARDING STRATEGIES BEING DEVELOPED AT THE LOCAL LEVEL FOR ADDRESSING SOCIAL INJUSTICE, AS WELL AS EFFORTS TO MONITOR CONCERNS AND DEVELOP RESOURCES RELATED TO MENTAL HEALTH.***

Management Council. The Management Council participated in breakout sessions Monday afternoon, which gave members the opportunity to discuss strategies for addressing social injustice at the local level, as well as sharing any efforts to monitor concerns and development of resources related to mental health. No formal action was taken.

Presidents Council. No action was necessary.

7. ***DIVISION II MANAGEMENT COUNCIL.***

a. **Elections to Fill Vacancies from the Central Intercollegiate Athletic Association, Northeast-10 Conference and the Rocky Mountain Athletic Conference.**

Management Council. The Management Council elected the following individuals to become new representatives on the Council, effective at the conclusion of the 2021 Division II business session.

- (1) Central Intercollegiate Athletic Association. **Marcus Clarke**, conference administrator, Central Intercollegiate Athletic Association, replacing Felicia Johnson, senior woman administrator, Virginia Union University.
- (2) Northeast-10 Conference. **Danny McCabe**, director of athletics, Adelphi University, replacing Jessica Chapin, senior woman administrator, American International College.
- (3) Rocky Mountain Athletic Conference. **Jackie Wallgren**, senior woman administrator, Colorado State University-Pueblo, replacing Chris Graham, commissioner, Rocky Mountain Athletic Conference.

Presidents Council. The Presidents Council ratified the elections.

b. **Election of Management Council Chair.**

Management Council. The Management Council elected **Jim Johnson**, director of athletics, Pittsburg State University, as the next chair of the Management Council,

effective at the conclusion of the 2021 Division II business session and for a one-year period, concluding, January 2022.

Presidents Council. The Presidents Council ratified the election.

**c. Management Council Committee and Project Team Assignments.**

Management Council. The Management Council reviewed committee and project team assignments, noting those assignments that would be open with the turnover in Council representation. The Council was informed that if anyone was interested in being assigned to a specific committee or project team, he or she should inform the chair or one of the Division II staff members.

Presidents Council. No action was necessary.

**8. DIVISION II PRESIDENTS COUNCIL.**

- a. Chair Election.** The Presidents Council re-elected **Sandra Jordan**, chancellor, University of South Carolina Aiken, as chair of the Council, effective at the adjournment of the 2021 Division II business session, for a one-year period concluding January 2022.
- b. Presidents Council Terms of Service.** The Presidents Council reviewed the Presidents Council terms of service. No action was necessary.
- c. Discussion Regarding Presidents Council Legislative Authority.** The Presidents Council began discussions regarding potential changes to expand legislative options of the Presidents Council and Division II.

The Council provided preliminary feedback and determined that feedback should be sought from other committees in the governance structure as well as the Division II Management Council.

**9. NATIONAL OFFICE STAFF UPDATES.**

**a. Executive and Legal.**

Management Council. The Management Council received an update from the NCAA president as well as the chief operating officer and chief legal officer on issues surrounding the NCAA.

Presidents Council. The Presidents Council received an update on issues surrounding the NCAA from the NCAA president and the chief operating officer

and chief legal officer, which included highlights from the October 27 Board of Governors meeting; and updates regarding COVID-19; name image and likeness; and the Alston case. In addition, the Council was introduced to Derrick Gragg, newly appointed senior vice president for inclusion, education and community engagement.

**b. Sport 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 Association's response to the COVID-19 pandemic.

Presidents Council. The Presidents Council received an update from Sport Science Institute staff on the Association's response to the COVID-19 pandemic.

**c. 2020 Report of Division II Directors of Athletics.**

Management Council. The Management Council received the results from a recent survey regarding Division II Directors of Athletics. No action was necessary.

Presidents Council. The Presidents Council received the results from a recent survey regarding Division II Directors of Athletics. No action was necessary.

**d. Division II Award of Excellence.**

Management Council. The Management Council was informed that nominations for the award will be accepted through November 20. The overall winner of the award will be recognized at the Division II business session during the 2021 Convention.

Presidents Council. No action was necessary.

**e. Gallup Study of NCAA Student-Athletes: Undergraduate Experiences and Post-College Outcomes.**

Management Council. The Management Council was provided an overview of the Gallup Study of NCAA Student-Athletes: Undergraduate Experiences and Post-College Outcomes.

Presidents Council. The Presidents Council was provided an overview Gallup Study of NCAA Student-Athletes: Undergraduate Experiences and Post-College Outcomes.

**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 Opportunities Athletics Administrators Association.**
- f. National Association for Athletics Compliance.**
- g. Women Leaders in College Sports.**

Presidents Council. No action was necessary.

**11. *OTHER BUSINESS.***

- a. Name, Image and Likeness Third-Party Vendor RFP.**

Management Council. The Management Council was provided an update that the NCAA distributed an RFP seeking third-party vendors to assist with administration of activities related to the use of a student-athlete's name, image and likeness. The RFP focused on three possible key area of assistance: (1) disclosure and transparency; (2) monitoring and evaluation; and education. On October 2, 19 bids were received with eight vendors moving forward after the initial review. The NCAA staff reviewed the bids of the eight vendors and chose four vendors to move forward. The four vendors will provide a virtual presentation to national office staff, as well as external individuals sometime in November.

Presidents Council. No action was necessary.

- b. Extension of the 2020-21 Swimming and Diving Playing and Practice Season.**

Management Council. The Management Council approved a blanket waiver to increase the length of the 2020-21 swimming and diving playing and practice season from 144 days to 151 days due to the date change of the Division II Men's and Women's Swimming and Diving Championships.

Presidents Council. The Presidents Council received an update. No action was necessary.

**12. MEETING RECAP/THINGS TO REPORT BACK TO MEMBERSHIP.**

Management Council. The Management Council was provided with a list of topics/issues to report to its member institutions. These topics included: 2021 Convention information and resources; 2020-21 Division II Priorities; information regarding the season-of-competition waiver for 2020-21 winter sport student-athletes; dates and locations for 2021 winter championships; information regarding the minimum number of contests for selection for basketball; site selections for 2022-26; triennial budget requests; COVID-19 resources; 2020 Directors of Athletics Survey results; the Division II specific Gallup Study of NCAA Student-Athletes; and information regarding the Award of Excellence nomination process.

Presidents Council. No action was necessary.

**13. FUTURE MEETINGS.**

Management Council. The Management Council reviewed the upcoming meetings for 2021 through January 2022.

Presidents Council. The Presidents Council reviewed the upcoming meetings for 2021 through January 2022.

**14. ADJOURNMENT.**

Management Council. The Management Council adjourned at 1:10 p.m. Eastern time October 20.

Presidents Council. The Presidents Council adjourned at 2:48 p.m. Eastern time October 28.

<b>NCAA Division II Management Council and Presidents Council                      August 20 and 21, 2020, Videoconferences                      October 19-20 and 28, 2020, Videoconferences</b>	
<b>Attendees:</b>	
<b>Management Council</b>	<b>Presidents Council</b>
Brenda Cates, University of Mount Olive	Carlos Campo, Ashland University
Jessica Chapin, American International College	John Denning, Stonehill College
Teresa Clark, Cedarville University	Michael Driscoll, Indiana University of Pennsylvania
Laura Clayton Eady, University of West Georgia	Rex Fuller, Western Oregon University

<b>Attendees:</b>	
<b>Management Council</b>	<b>Presidents Council</b>
Mark Corino, Caldwell University	Allison Garrett, Emporia State University
J. Lin Dawson, Clark Atlanta University	John Y. Gotanda, Hawaii Pacific University
Robert Dranoff, East Coast Conference	Chris Graham, Rocky Mountain Athletic Conference
Amy Foster, Seattle Pacific University	Donna Henry, University of Virginia's College at Wise
Marty Gilbert, Mars Hill University	Gayle Hutchinson, California State University, Chico
Christopher Graham, Rocky Mountain Athletic Conference, chair	Sandra Jordan, University of South Carolina Aiken, chair
Amy Henkelman, Dominican University of California	T. Dwayne McCay, Florida Institute of Technology
Felicia M. Johnson, Virginia Union University	Bruce McLarty, Harding University
Jim Johnson, Pittsburg State University	Colleen Perry Keith, Goldey-Beacom College
Kristi Kiefer, Fairmont State University	Elwood Robinson, Winston-Salem State University
Braydon Kubat, University of Minnesota Duluth	Steven Shirley, Minot State University
David B. Kuhlmeier, Valdosta State University	William Thierfelder, Belmont Abbey College
Courtney Lovely Evans, Palm Beach Atlantic University	
David Marsh, Northwood University	
Madeleine McKenna, California University of Pennsylvania	
Carrie Michaels, Shippensburg University of Pennsylvania	
Doug Peters, Minnesota State University Moorhead	
Julie Rochester, Northern Michigan University	
Judy Sackfield, Texas A&M University-Commerce	
Harry Stinson, III, Lincoln University (Pennsylvania)	
Christie Ward, Georgia Southwestern State University	
Jeff Williams, East Central University	
Steven Winter, Sonoma State University	
Jerry Wollmering, Truman State University	



<b>Absentees:</b>	
<b>Management Council</b>	<b>Presidents Council</b>
Teresa Clark, Cedarville University ( <i>August</i> )	M. Christopher Brown II, Kentucky State University
Braydon Kubat, University of Minnesota Duluth ( <i>August</i> )	Rex Fuller, Western Oregon University ( <i>August</i> )
David B. Kuhlmeier, Valdosta State University ( <i>August</i> )	Elwood Robinson, Winston-Salem State University ( <i>August</i> )
<b>Guests in Attendance:</b>	
None.	
<b>NCAA Staff Members in Attendance:</b>	
Markie Cook, Mark Emmert ( <i>October</i> ), Haydyn Gibson, Derrick Gragg ( <i>October Presidents Council</i> ), Brian Hainline ( <i>October</i> ), Terri Steeb Gronau, Liz Homrig, Chelsea Hooks, Maritza Jones, Ryan Jones, Corbin McGuire, Roberta Page, John Parsons ( <i>October</i> ), Stephanie Quigg, Donald Remy ( <i>October</i> ), Cari Van Senus ( <i>October</i> ), Jill Waddell and Karen Wolf.	



**REPORT OF THE NCAA  
BOARD OF GOVERNORS  
OCTOBER 27, 2020, VIDEOCONFERENCE**

**ACTION ITEMS:**

- None.

**INFORMATIONAL ITEMS:**

- 1. Welcome and announcements.** NCAA Board of Governors interim chair President Tori Murden-McClure convened the videoconference at approximately 12:30 p.m. Eastern time and welcomed the Governors.
- 2. Consent agenda.** By way of a consent agenda, the Board of Governors approved the report of its September 25 videoconference, the appointment of two new members to the NCAA Board of Governors Committee to Promote Cultural Diversity and Equity and updates to the Board of Governors policies and procedures.
- 3. NCAA president's report.** NCAA President Mark Emmert reviewed the goals and priorities shared with the Board of Governors Executive Committee the previous day, noting their alignment with the 2020-2022 Association-wide strategic priorities approved by the board in August. He also emphasized the importance of flexibility as we continue to plan for NCAA championships, which will require modifications in order to ensure the health and safety of student-athletes.
- 4. Association-wide issues.**
  - a. NCAA championships planning update.** The board received a report of the work of the COVID-19 Medical Advisory Group and an update on planning for NCAA championships.
  - b. Update on NCAA Transgender Student-Athlete Participation Policy review, and federal and state legislative activity.**
    - (1) Transgender Student-Athlete Participation Policy review.** The board received an update on the Transgender Student-Athlete Participation Policy review, which included a report on the Gender Identity Summit conducted October 5-6. The summit sought feedback about creating a framework that could inform policy and practice development in the area of gender identity and participation in collegiate sport, with a focus on inclusion, fairness, student-athlete well-being, health and safety. Information gathered during the summit assisted in identifying knowledge gaps and will serve to inform strategies on how to address those gaps.
    - (2) Federal and state legislative activity.** The board discussed the Fairness in Women's Sports Act (Idaho HB500), which prohibits a student assigned male at birth to participate on female athletics teams sponsored by public schools, colleges and

universities in Idaho. The bill was adopted in March and went into effect July 1, 2020. In August, a motion for a preliminary injunction was granted, suspending the law while litigation is pending. Board members shared that several advocacy groups have contacted them requesting the NCAA move the 2021 Division I men's basketball championship events out of Idaho. The board noted that it is premature to act but confirmed its position that the law is harmful to transgender student-athletes and is counter to the NCAA's core values of inclusivity, respect and equitable treatment of all individuals. The board agreed to continue to monitor the potential impact of this law on the Division I men's basketball events scheduled for Boise in March.

- c. **NCAA Policy on Campus Sexual Violence update.** The board noted the significant challenges faced by the membership since it voted to expand the campus sexual violence policy in April. Member schools continue to work through many issues caused by the COVID-19 global pandemic, while also balancing day-to-day operations. There has been an increased focus on racial justice, decisions to be made regarding on-campus, hybrid and remote instruction, as well as the U.S. Department of Education issuing new Title IX regulations. It was suggested that the attestation of the enhanced elements of the sexual violence policy be delayed a year and that a task force be formed to create operational guidelines and documentation to facilitate member's enhancement of their own campus policies. The board urged members to continue school efforts to combat campus sexual violence, use the 2021-22 academic year to benchmark its current efforts and make any needed improvements to meet the expanded policy.

***It was VOTED***

“That the Board of Governors set the 2022-23 academic year as the new effective date for schools to confirm they are in compliance with the expanded policy. Further, that a task force be directed to develop operational procedures and supporting documentation to assist campuses as they implement the expanded policy.” **Approved** (Unanimous voice vote)

- d. **Update on sports wagering landscape.** NCAA Chief Operating Officer Donald Remy provided an overview of the sports wagering landscape, noting how much has changed since the U.S. Supreme Court struck down the Professional and Amateur Sports Protection Act (PASPA). Information was provided about current state and federal legislative activity, national office activities and how the membership and professional sports organizations are engaging in the sports wagering world.
- e. **Insurance update.** The board received an overview of student-athlete insurance, which included a reminder about legislatively required insurance coverage, as well as highlights of the NCAA Catastrophic Injury Insurance Program. Additionally, the board was informed of insurance-related information gathered from prior surveys of Division I and Division II student-athletes. Lastly, the board learned of work done by staff to explore options for COVID-19 single-payor policy insurance.

- f. Committee to Promote Cultural Diversity and Equity request to expand the committee.** President Satish Tripathi noted that during its August meeting, the Committee to Promote Cultural Diversity and Equity discussed the scope and significance of its work and raised the issue of expanding the composition of the committee to allow for additional student-athlete representation, as well as to bring additional voices and expertise. The committee asked that the Board of Governors approve an expansion of the committee from nine to 13 members.

It was VOTED

“That the Board of Governors approve expanding the composition of the Committee to Promote Cultural Diversity and Equity from nine to 13 members.” **Approved** (Unanimous voice vote)

## **5. NCAA Board of Governors Finance and Audit Committee report.**

- a. NCAA internal audit year-end review for 2019-20.** The board was informed that 13 audits were completed with 77% of the reports showing adequate internal controls. Twenty-three percent showed controls that should be enhanced, and zero instances had controls that were inadequate. All findings that reflected a need for improvement have mitigation plans in place that have been completed or are on target to complete.
- b. Update on FY 2020-21 NCAA internal audit plan.** The Finance and Audit Committee received an update on the revised internal audit plan, which included the removal of the first quarter Continuous Auditing – Payroll review and HR – Contractor Process review from the 2020 – 2021 audit plan. These removals are due to the reduced available audit hours based on NCAA national office furloughs. The committee recommended approval of the revisions to the internal audit plan.

It was VOTED

“That the Board of Governor approve the revisions to the FY 2020-21 internal audit plan.” **Approved** (Unanimous voice vote.)

- c. NCAA Board of Governors Finance and Audit Committee Investment Subcommittee update.** The Board of Governors received an update on the subcommittee composition, asset allocation and how the NCAA returns for 2019 compared to the results of the annual National Association of College and University Business Officers (NACUBO) – Teachers Insurance and Annuity Association (TIAA) Endowment Study.
- ## **6. Fiscal year 2020-21 financial update.** NCAA Chief Financial Officer Kathleen McNeely provided a fiscal year 2020-21 financial update, which included information about NCAA national office operational budget adjustments, outcomes from personnel actions and other mitigation plans. The board also received information about the status of the 2021 Association reserves as well as fiscal year 2020-21 cash inflows and outflows.

**7. Law, policy and governance strategic discussion.**

- a. Government relations report.** The board was informed of the quarterly government relations activity report included in their meeting materials. Staff noted continued interest in name, image and likeness by both chambers of the United States Congress, as well as bipartisan discussion on developing a College Athlete Bill of Rights.
- b. Legal update.** NCAA general counsel facilitated a privileged and confidential discussion regarding several matters of ongoing litigation.

**8. NCAA Independent Accountability Oversight Committee update.** Grant Hill, chair of the Independent Accountability Oversight Committee, provided an overview about the Independent Accountability Resolution Process.

**9. NCAA Board of Governors Executive Committee report.** President Murden-McClure reported on matters considered and concluded in the Executive Committee meeting the previous day. Further, she reported that the Executive Committee unanimously nominated President Jack DeGioia to serve as chair of the Board of Governors.

***It was VOTED***

“That the Board of Governors elect Jack DeGioia as chair of the of the board of Governors, effective at the conclusion of the meeting.” **Approved** (Unanimous voice vote)

- 10. Executive session.** The board convened in executive session to discuss various administrative, legal and financial matters.
- 11. Adjournment.** The videoconference adjourned at approximately 5:56 p.m. Eastern time.

*Board of Governors interim chair: Tori Murden-McClure, Spalding University*  
*Staff liaisons: Jacqueline Campbell, Law, Policy and Governance*  
*Donald M. Remy, Law, Policy and Governance*

<b>NCAA Board of Governors October 27, 2020, Videoconference</b>	
<b>Attendees:</b>	
Heather Benning, Midwest Conference	
Rebecca Blank, University of Wisconsin-Madison.	
Grace Calhoun, University of Pennsylvania.	
Ken Chenault, General Catalyst.	
Rita Cheng, Northern Arizona University.	
Mary Sue Coleman, Association of American Universities.	
John DeGioia, Georgetown University.	
Philip DiStefano, University of Colorado.	
Mark Emmert, NCAA.	
Allison Garrett, Emporia State University.	
Robert Gates, Former U.S. Secretary of Defense.	
Christopher Graham, Rocky Mountain Athletic Conference.	
Burns Hargis, Oklahoma State University.	
James Harris, University of San Diego.	
Grant Hill, CBS/Warner Media/Atlanta Hawks.	
Sandra Jordan, University of South Carolina Aiken.	
Renu Khator, University of Houston.	
Fayneese Miller, Hamline University.	
Jere Morehead, University of Georgia.	
Tori Murden-McClure, Spalding University.	
Vivek Murthy, 19th United States Surgeon General.	
Denise Trauth, Texas State University.	
Satish Tripathi, University at Buffalo, The State University of New York.	
David Wilson, Morgan State University.	
Randy Woodson, North Carolina State University.	
<b>Absentees:</b>	
None.	
<b>Guests in Attendance:</b>	
None.	
<b>NCAA Staff Liaisons in Attendance:</b>	
Jacqueline Campbell and Donald Remy.	
<b>Other NCAA Staff Members in Attendance:</b>	
Scott Bearby, Joni Comstock, Jon Duncan, Dan Dutcher, Kimberly Fort, Dan Gavitt, Derrick Gragg, Terri Gronau, Brian Hainline, Kevin Lennon, Kathleen McNeely, Stacey Osburn, Naima Stevenson Stark, Cari Van Senus, Stan Wilcox and Bob Williams.	

*Report is not final until approval of the Board of Governors*



REPORT OF THE NCAA BOARD OF GOVERNORS  
COMMITTEE TO PROMOTE CULTURAL DIVERSITY AND EQUITY  
NOVEMBER 10, 2020, VIDEOCONFERENCE

**ACTION ITEMS.**

**1. Legislative items.**

- None.

**2. Nonlegislative items.**

- **NCAA Committee Member Appointment Process Analysis.**

- (1) Recommendation. Divisions I, II, and III governance committees review the NCAA Committee Member Appointment Process Analysis study requested by the NCAA Board of Governors Committee to Promote Cultural Diversity and Equity (CPCDE) and completed by the NCAA office of inclusion and 3 Fold Group consultants in 2020.
- (2) Effective date. None.
- (3) Rationale. The CPCDE has goals centered on the NCAA Presidential Pledge and Commitment to Promoting Diversity and Gender Equity in Intercollegiate Athletics. The Presidential Pledge includes a commitment by NCAA member institutions to achieving ethnic and racial diversity, gender equity and inclusion to reflect the diversity of the NCAA membership and our nation. Based on its goals and the specific language of the Presidential Pledge, the committee regularly reviews demographics data of decision-makers in the NCAA, both in athletics departments and in the governance structure. To this end, at its April 2019 meeting, the committee examined racial and gender demographics of NCAA committees. In response to a lack of diversity in areas of the governance structure, the CPCDE directed the NCAA office of inclusion to retain the higher education consulting firm 3 Fold Group to examine the NCAA committee member appointment process relative to its ability to produce a diverse and representative governance structure. CPCDE recognized the differences in processes across the three divisions and the value of appropriate committees in each division reviewing the NCAA Committee Member Appointment Process Analysis study and considering possible action items that support diverse representation in the governance structure.
- (4) Estimated budget impact. None.
- (5) Student-athlete impact. Diverse representation in the governance structure better reflects and serves the increasingly diverse student-athlete population.

**INFORMATIONAL ITEMS.**

- 1. Welcome and introductions.** CPCDE chair Mark Lombardi convened the meeting at approximately 2 p.m. Eastern time and welcomed committee members.

Derrick Gragg, NCAA senior vice president of inclusion, education and community engagement who serves as the primary NCAA liaison to the committee, explained his new leadership role with the NCAA national office and expressed that he looks forward to working with the committee.

- 2. Review of NCAA Board of Governors Committee to Promote Cultural Diversity and Equity roster.** The committee reviewed its roster, and chair Lombardi introduced new members Marco Barker, Mark Becker, Kate Conway-Turner and Talia Williams.
- 3. Approval of Committee to Promote Cultural Diversity and Equity August 12, 2020, videoconference report.** The committee reviewed and approved its August 12, 2020, videoconference report.
- 4. Dialogue with Black Athletics Director Alliance.** The committee engaged with the co-chairs of the Black Athletics Director Alliance, Allen Greene and Brandon Martin, who provided an overview of the recently established group. The Alliance aims to foster and promote the growth, development and elevation of Black athletics administrators in intercollegiate athletics. Smaller task forces also have been established within the Alliance to focus on the following: race and social justice, pipeline and recruitment, allyship, Historically Black Colleges and Universities, student-athlete wellness and development and ambassadors. Further discussion centered on meaningful ways the committee can support the Alliance's goals, continue dialogue and collaborate to grow opportunities for Black athletics administrators.
- 5. West Coast Conference's Bill Russell Rule.** The committee continued its discussion on the West Coast Conference's recently adopted Bill Russell Rule, which requires each member school to include a person from a traditionally underrepresented community in a pool of final candidates for every athletics director, senior administrator, head coach and full-time assistant coach position in the athletics department. Chair Lombardi reminded the committee of the letter of commendation that the committee sent to West Coast Commissioner Gloria Nevarez in August 2020. The letter offered full support of the Russell Rule and recommended it as a best practice for all NCAA conferences. Conference commissioners in all three divisions were copied on the letter.

The committee discussed meaningful ways to continue to support NCAA membership's adoption of initiatives like the Russell Rule. The dialogue focused on engaging about the Russell Rule at divisional conference commissioner meetings and at the NCAA Convention. At the request of the committee, staff clarified that guidance provided by the NCAA office of



legal affairs continues to advise that NCAA policy or legislation that mandates the Russell Rule could conflict with state laws.

Chair Lombardi informed the committee that his university's conference, the Great Lakes Valley Conference, is implementing the Russell Rule. The committee will invite West Coast Conference Commissioner Gloria Nevarez and possibly other conference leaders to its next meeting to provide insights on how to implement and operationalize the Russell Rule.

- 6. Summit on Gender Identity and Student-Athlete Participation update.** Staff reported on the Summit on Gender Identity and Student-Athlete Participation, which was conducted October 5-6 by leadership from the NCAA Sport Science Institute and the office of inclusion. The summit sought feedback about creating a framework that could inform policy and practice development in the area of gender identity and participation in collegiate sport, with a focus on inclusion, fairness, student-athlete well-being, and health and safety. Information gathered during the summit assisted in identifying knowledge gaps and will serve to inform strategies on how to address those gaps.

The committee inquired about student-athlete participation in the summit. Staff explained that student-athletes who identify as transgender, non-binary and cisgender were summit participants and that ongoing efforts will continue to prioritize student-athletes' voices and experiences.

- 7. NCAA inclusion, education and community engagement updates.**

- a. NCAA leadership development.** Staff noted its efforts last year to restructure leadership development, streamline its current programs and services and introduce new programs such as the Athletes Using Their Power series, which educated student-athletes on the power they have and how they can use it to effectively enact meaningful change. The new structure allows leadership development to center student-athletes and aims to foster the growth, development and elevation of student-athletes and those who teach and lead them throughout the Association. In addition, staff highlighted the development of a Lessons in Management leadership program and a search profile tool titled the Leadership Collective. The Leadership Collective, which is set to launch in 2021, was designed to identify candidates of color and women in athletics, and to create a database/pool of candidates for positions in athletics. Candidates in the database will include individuals who have participated in existing NCAA programs designed to advance female athletics administrators and athletics administrators of color.
- b. NCAA office of inclusion.** Staff informed the committee of its ongoing internal and external efforts to educate and support the membership and national office during the current social and racial justice movement. The office of inclusion continues to operationalize the NCAA Eight-Point Plan to Advance Racial Equity, which includes

initiatives such as providing racial and social justice programming for the membership and national office and implementing unconscious bias training for all national office staff.

The office of inclusion facilitates the NCAA's three standing committees that address diversity, equity and inclusion. The main initiative for the NCAA Minority Opportunities and Interests Committee is maximizing understanding and the impact of the recently legislated Athletics Diversity and Inclusion Designee. The office of inclusion is partnering with an MOIC subcommittee to create a resource to support the ADID that will be ready for dissemination in early 2021. The key initiative for the NCAA Committee on Women's Athletics is the NCAA Woman of the Year program. At its September meeting, the NCAA Committee on Women's Athletics voted on the 2020 NCAA Woman of the Year. The NCAA Woman of the Year virtual program will be held on November 13 at 7 p.m. EST and will be accessible on the NCAA's Twitter feed as well as ESPN3.

Staff shared that programming in development for the 2021 NCAA Convention will focus on how to have difficult conversations about race, student-athlete mental health and student-athlete activism and voice. Lastly, staff shared that the 2021 NCAA Inclusion Forum will be a virtual experience that will be held in late May or early June.

## 8. Discuss goals.

- a. **NCAA Eight-Point Plan to Advance Racial Equity.** Staff provided an overview and update on the NCAA Eight-Point Plan to Advance Racial Equity. Staff focused on the goal to enact a consortium with external organizations, businesses and associations to develop solutions and actionable efforts to address the issues of racism in society.
- b. **Committee goals document.** Chair Lombardi facilitated discussion about CPCDE goals, noting that some goals are completed, and most are in progress. The committee was reminded that the document is a "living document" that can be changed and prioritized by the will of the committee.

9. **Review next steps for NCAA Committee Member Appointment Process Analysis.** The committee discussed next steps to utilize the data and information available in the NCAA Committee Member Appointment Process Analysis report (2020). The committee voted to recommend that all three divisions review the report and consider possible action items that support diverse representation in the governance structure.

10. **Expanded committee approved by NCAA Board of Governors.** Chair Lombardi stated that the NCAA Board of Governors approved the committee's recommendation to expand from nine to 13 members. NCAA inclusion, education and community engagement staff will work with governance staffs on the process of expanding the committee.

**11. Future meeting schedule.** February and April videoconferences will be scheduled before the Thanksgiving holiday.

**12. Adjournment.** The videoconference adjourned at approximately 4 p.m. Eastern time.

*Committee chair:* Mark Lombardi, Maryville University  
*Staff liaisons:* Derrick Gragg, Inclusion, Education and Community Engagement  
DeeDee Merritt, Leadership Development  
Amy Wilson, Office of Inclusion

<b>NCAA Committee to Promote Cultural Diversity and Equity November 10, 2020, Videoconference</b>
<b>Attendees:</b>
Marco Barker, University of Nebraska-Lincoln.
Kate Conway-Turner, Buffalo State College.
Sue Henderson, New Jersey City University.
Tom Jackson, Humboldt State University.
Mark Lombardi, Maryville University.
Jennifer Lynne Williams, Alabama State University.
Talia Williams, Carleton College.
<b>Absentees:</b>
Mark Becker, Georgia State University.
Dianne Harrison, California State University, Northridge.
<b>Guests in Attendance:</b>
Allen Greene, Auburn University.
Brandon Martin, University of Missouri-Kansas City.
Dena Freeman-Patton, University of New Orleans.
<b>NCAA Staff Liaison (or Staff Support if subcommittee) in Attendance:</b>
Derrick Gragg, DeeDee Merritt and Amy Wilson.
<b>Other NCAA Staff Members in Attendance:</b>
Jackie Campbell, Kina Davis, Gail Dent, Niya Blair Hackworth, Craig Malveaux, Tiana Myers.



**Interim Actions of the NCAA Division II Administrative Committee**

1. On November 4 and December 7, the Administrative Committee took action on Division II regulations and policies impacted by COVID-19, including issues related to eligibility, playing and practice seasons, and membership [see Attachment].
2. On December 7, the Administrative Committee approved the following items.
  - a. **Reductions to the Winter and Spring Championships Bracket/Field Sizes.** The committee approved the following bracket/field size reductions to the winter and spring championships.

<b>Winter Sports</b>			
<b>Sport</b>	<b>Sponsorship</b>	<b>Full Bracket/ Field Size</b>	<b>Recommended Bracket/Field Size (% reduction)</b>
Men's Basketball	304	64	48 (25%)
Women's Basketball	305	64	48 (25%)
Men's Indoor Track and Field	176	270	202 (25%)
Women's Indoor Track and Field	201	270	202 (25%)
Men's Swimming and Diving	76	175	146 (17%)
Women's Swimming and Diving	102	205	146 (29%)
Wrestling	63	180	132 (27%)
<b>Spring Sports</b>			
<b>Sport</b>	<b>Sponsorship</b>	<b>Full Bracket/ Field Size</b>	<b>Recommended Bracket/Field Size (% reduction)</b>
Baseball	252	56	42 (25%)
Men's Golf	224	108	84 (22%)
Women's Golf	200	96	72 (25%)
Men's Lacrosse	72	12	10 (17%)
Women's Lacrosse	111	16	12 (25%)
Women's Rowing	16	6 teams per event (2)	4 teams per event (2) (34%)
Softball	290	64	48 (25%)
Men's Tennis	148	48	36 (25%)
Women's Tennis	207	48	36 (25%)
Men's Outdoor Track and Field	225	377	283 (25%)
Women's Outdoor Track and Field	256	377	283 (25%)

- b. Waiver of Regional Site Determination.** The committee approved a one-year waiver of NCAA Bylaw 31.1.3.2.1 (criteria for regional site determination) for the 2020-21 academic year only. Due to 2021 winter and spring championships moving to predetermined sites, this waiver provides the necessary flexibility to prepare for a scenario in which a top-seeded team is unable to host regional competition.
- c. Immediate Appointments to Sport Committees.** The committee approved the following appointments, effective immediately.
  - (1) **Men’s and Women’s Cross Country. Jason Bryan**, head cross country and track and field coach, Catawba College.
  - (2) **Men’s Lacrosse. Dan Mara**, commissioner, Central Atlantic Collegiate Conference.
  - (3) **Softball. Kendall Rainey**, director of athletics, The University of Virginia’s College at Wise.
  - (4) **Softball Rules. Kristin Mort**, co-director of athletics, Colorado Mesa University.
  - (5) **Men’s and Women’s Track and Field. Joe Wassink**, head men’s and women’s track and field coach, Limestone University.
  - (6) **Women’s Golf. Melanie Robotham**, assistant commissioner, Lone Star Conference.
  - (7) **Wrestling. Dale Lennon**, director of athletics, University of Mary.
- d. 2021 NCAA Convention Division II Procedural Issues Document.** The committee approved the Procedural Issues Document for the Division II business session.
- e. Management Council Committee and Project Team Assignments.** The committee approved the Management Council committee and project team assignments for 2021, effective at the conclusion of the 2021 NCAA Convention:

<b>Management Council Representative (<i>Mentor</i>)</b>	<b>Committees/Project Teams</b>
Brenda Cates	Division II Legislation Committee Division II Management Council Identity Subcommittee
Teresa Clark	Division II Management Council Identity Subcommittee ( <i>chair</i> )

Management Council Representative ( <i>Mentor</i> )	Committees/Project Teams
	Division II Student-Athlete Reinstatement Committee
Marcus Clarke ( <i>Bob Dranoff</i> )	Division II Championships Committee Division II Management Council Subcommittee
Laura Clayton Eady	NCAA Walter Byers Scholarship Committee Division II Management Council Subcommittee
Mark Corino	Division II Management Council/Championships Committee Appeals Subcommittee Division II Planning and Finance Committee
J. Lin Dawson	NCAA Committee on Sportsmanship and Ethical Conduct Division II Infractions Appeals Committee
Bob Dranoff	Division II Convention Planning Project Team Division II Management Council Liaison to the Division II Conference Commissioners Association (CCA) Division II Management Council Identity Subcommittee Division II Management Council Subcommittee ( <i>chair</i> ) Division II Membership Committee
Amy Foster	Division II Management Council Identity Subcommittee Division II Management Council Subcommittee ( <i>chair</i> ) Division II Planning and Finance Committee
Marty Gilbert	Division II Management Council Subcommittee ( <i>chair</i> ) Division II Student-Athlete Advisory Committee
Amy Henkelman ( <i>Judy Sackfield</i> )	NCAA Postgraduate Scholarship Committee Division II Committee for Legislative Relief Division II Management Council Liaison to Division II Athletics Directors Association (ADA)
Jim Johnson, <i>chair</i>	NCAA Board of Governors ( <i>ex officio</i> ) Division II Administrative Committee Division II Enforcement and Infractions Task Force Division II Management Council Identity Subcommittee ( <i>ex officio</i> ) Division II Planning and Finance Committee ( <i>ex officio</i> )

<b>Management Council Representative (<i>Mentor</i>)</b>	<b>Committees/Project Teams</b>
Kristi Kiefer	Division II Convention Planning Project Team NCAA Reseach Committee
David Kuhlmeier	NCAA Committee on Women's Athletics Division II Degree-Completion Awards Committee Division II Management Council Identity Subcommittee
Courtney Lovely Evans, <i>vice chair</i>	Division II Administrative Committee Division II Championships Committee ( <i>ex officio</i> ) Division II Management Council/Championships Committee Appeals Subcommittee Division II Management Council Identity Subcommittee ( <i>ex officio</i> ) Division II Planning and Finance Committee
David Marsh	Division II Legislation Committee Division II Management Council Subcommittee
Danny McCabe ( <i>David Marsh</i> )	Division II Academic Requirements Committee Division II Convention Planning Project Team Division II Management Council Identity Subcommittee
Carrie Michaels	Division II Championships Committee Management Council Liaison to Women Leaders in College Sports
Doug Peters	Division II Academic Requirements Committee Division II Management Council Identity Subcommittee
Julie Rochester	Division II Convention Planning Project Team Division II Enforcement and Infractions Task Force Division II Management Council Liaison to the Faculty Athletics Representatives Association (FARA) NCAA Committee on Competitive Safeguards and Medical Aspects of Sports
Judy Sackfield	Division II Convention Planning Project Team ( <i>chair</i> ) Division II Nominating Committee
Harry Stinson ( <i>Courtney Lovely</i> )	Division II Convention Planning Project Team Division II Management Council Liaison to the Minority Opportunities Athletics Administrators Association (MOAA)

<b>Management Council Representative (<i>Mentor</i>)</b>	<b>Committees/Project Teams</b>
	NCAA Minority Opportunities and Interests Committee
Jackie Wallgren ( <i>Christie Ward</i> )	Division II Convention Planning Project Team Division II Management Council Liaison to National Association for Athletics Compliance (NAAC) Division II Student-Athlete Advisory Committee
Christie Ward	Division II Committee on Infractions Division II Enforcement and Infractions Task Force Division II Management Council Identity Subcommittee Division II Membership Committee
Jeff Williams	NCAA COVID-19 Medical Advisory Group Division II Management Council Subcommittee Division II Nominating Committee
Steven Winter	NCAA Olympic Sports Liaison Committee Division II Management Council Subcommittee (chair) Division II Management Council Identity Subcommittee
Jerry Wollmering	Division II Management Council Subcommittee Division II Management Council Liaison to CoSIDA NCAA Honors Committee

Management Council Subcommittee chairs:

- Appeals of Membership Committee decisions on provisional membership status: Marty Gilbert
- Appeals of Academic Requirements Committee decisions on waivers involving the Academic Performance Census and the Academic Success Rate: Bob Dranoff
- Appeals of Legislative Review Subcommittee decisions involving the amateur status of prospective student-athletes: Steven Winter

**f. Appointments to the Division II Student-Athlete Advisory Committee.** The committee approved appointments to the Division II Student-Athlete Advisory Committee (five appointments effective at the conclusion of the 2021 NCAA Convention):

- (1) California Collegiate Athletic Association, **Corbin Thaete**, men's soccer, California State University, San Marcos.



- (2) Great Lakes Valley Conference, **Vincent Jaworski**, men's swimming and diving, Lindenwood University.
- (3) Gulf South Conference, **Molly Hansen**, women's swimming and diving, University of Montevallo.
- (4) Lone Star Conference, **Thomas Webb Jr.**, football, Western New Mexico University.
- (5) South Atlantic Conference, **Margaret Ann Langheim**, softball, Mars Hill University.



**Actions Approved Related to Regulations and Policies Impacted by COVID-19**  
**Updated: December 7, 2020**

For more information related to the COVID-19 pandemic, visit the following resources on the [NCAA's COVID-19 webpage](#):

1. Resources on the resocialization of collegiate sport: [Core Principles of Resocialization of Collegiate Sport](#), [Action Plan Considerations](#) and [FAQ](#).
2. Interpretative guidance on existing Division II legislation and action taken based on the impact of the COVID-19 pandemic: [2020-21 Division II COVID-19 Question and Answer Guide](#).

<b>Bylaw 13: Recruiting Issues</b>	<b>Outcome</b>	<b>Decision Date</b>
Recruiting calendars in all sports.	Adopted noncontroversial legislation to end the quiet period as of September 1. For those sports that have a recruiting calendar, the legislation would apply effective September 1.	7/15/20  Updated 8/14/20
Annual coaches certification requirement.	Issued a blanket waiver to extend the 2019-20 certifications through August 31, 2020.  Coaches must complete the 2020-21 required coaches curriculum by September 1, 2020 in order to recruit off campus and participate in countable athletically related activities.	3/18/20
Institutional camps and clinics.	Confirmed institutional camps and clinics can be held during a quiet period and take place at any location, subject to applicable public health guidance and institutional and conference decisions.  Confirmed coaching staff members are permitted to be employed at a noninstitutional camp or clinic during the quiet period.	3/25/20  Updated 4/8/20, 5/13/20, 5/20/20, 6/10/20

<b>Bylaw 13: Recruiting Issues</b>	<b>Outcome</b>	<b>Decision Date</b>
Student-athlete involvement in virtual recruitment.	Issued a blanket waiver to permit student-athletes to be involved in recruiting correspondence (e.g., phone call, videoconference) at the direction of a coaching staff member through the 2020-21 academic year with any contactable prospective student-athletes.	4/15/20  Updated 5/6/20, 7/15/20
Transcript requirement prior to issuing National Letter of Intent or athletics aid agreement.	(1) Allowed institutions to provide a grade report in the event an unofficial transcript is unavailable; and (2) If a grade report is unavailable, institutions may submit a waiver for review on a case-by-case basis.	4/15/20
Advertisements and promotions (Bylaw 13.4.3.1)	Issued a blanket waiver to permit institutions to produce any promotional material for purposes of recruiting, provided publicity legislation (Bylaw 13.10) is followed.	5/6/20
Recruiting activity with multiple uncommitted prospective student-athletes.	Issued a blanket waiver to permit coaching staff members and current student-athletes to participate on a telephone/video call with any number of uncommitted prospective student-athletes (and their family members) through the 2020-21 academic year. All other publicity restrictions (Bylaw 13.10) apply.	5/20/20  Updated 7/15/20

<b>Bylaw 14.2: Seasons of Competition Issues</b>	<b>Outcome</b>	<b>Decision Date</b>
Impact on student-athletes that were required to serve a drug testing penalty in fall 2020 but are unable to do so due to the institution's cancellation of fall 2020 sports.	Questions on the application of drug testing penalties should be submitted through RSRO for clarification on application of penalties.	4/22/20
Impact on student-athletes that were required to serve a reinstatement withholding condition in fall 2020 but	Questions on the application of reinstatement withholding conditions should be addressed on a case-by-case basis with the case manager.	4/22/20

<b>Bylaw 14.2: Seasons of Competition Issues</b>	<b>Outcome</b>	<b>Decision Date</b>
are unable to do so due to the institution’s cancellation of fall 2020 sports.		
Season-of-competition waivers – fall and winter sports.	<p>Allowed institutions to self-apply season-of-competition waivers for fall and winter sport student-athletes who compete in up to the maximum permissible amount of competition during the 2020-21 academic year, provided <b>all</b> of the following criteria are met:</p> <ul style="list-style-type: none"> <li>(1) The student-athlete used a season of competition during the 2020-21 academic year; and</li> <li>(2) The student-athlete was eligible for competition when he or she competed during the 2020-21 academic year.</li> </ul>	<p>9/2/20</p> <p>Updated 10/20/20</p>
Season-of-competition waivers –spring sports.	<p>Allowed institutions to self-apply season-of-competition waivers for spring sport student-athletes for the 2020-21 academic year, provided <b>all</b> of the following criteria are met:</p> <ul style="list-style-type: none"> <li>(1) The student-athlete’s team participated in 50% or less of the sport’s Bylaw 17 maximum contests/dates of competition during the 2020-21 season due to ongoing impact from COVID-19;</li> <li>(2) The student-athlete used a season of competition during the 2020-21 academic year; and</li> <li>(3) The student-athlete was eligible for competition when he or she competed during the 2020-21 academic year.</li> </ul> <p>Clarified the requirement that a team’s participation in 50% or less of the sport’s Bylaw 17 maximum contests/dates of competition during the 2020-21 season could apply to institutions that choose to schedule limited competition based on COVID-19. The calculation of 50% is specific to</p>	<p>7/22/20</p> <p>Updated 7/29/20, 8/14/20, 9/2/20</p>

<b>Bylaw 14.2: Seasons of Competition Issues</b>	<b>Outcome</b>	<b>Decision Date</b>
	<p>regular-season contests/dates of competition and includes all regular-season competition (including scrimmages and other discretionary exemptions).</p> <p>Clarified that, in individual sports, a student-athlete may not participate in more than 50% of the sport’s Bylaw 17 maximum in addition to the team not participating in more than 50%.</p>	
<p>Extension of eligibility waivers.</p>	<p>Allowed institutions to self-apply an extension of eligibility waiver (two semesters/three quarters) for student-athletes for the 2020-21 academic year, as follows:</p> <ul style="list-style-type: none"> <li>(1) If the student-athlete qualifies for the season of competition waiver (see above);</li> <li>(2) For a student-athlete who is unable to participate due to a cancellation of the sport season; or</li> <li>(3) For a student-athlete who opts out of countable athletically related activities.</li> </ul> <p>Clarified that a student-athlete may opt out at any time, regardless of whether they have previously participated in countable athletically related activities, including practice or competition and retain access to the extension of eligibility waiver in Option No. 3 above.</p> <p>In order to qualify for the self-applied extension of eligibility waiver, the student-athlete must have been otherwise eligible for competition during 2020-21 academic year.</p> <p>This relief is applicable to all eligible student-athletes, regardless of year in school or number of semesters previously used.</p>	<p>7/22/20</p> <p>Updated 8/21/20, 9/30/20</p>

<b>Bylaw 14.2: Seasons of Competition Issues</b>	<b>Outcome</b>	<b>Decision Date</b>
Extension of eligibility waivers for fall sport student-athletes whose 10 <sup>th</sup> semester/14 <sup>th</sup> and 15 <sup>th</sup> quarter is fall 2020 term.	The Division II Committee on Student-Athlete Reinstatement previously approved list allows for a one semester/two quarter extension to permit participation during the 2021 spring season.	8/14/20
Organized competition legislation.	<p>Issued a blanket waiver of the organized competition legislation to permit students who have not previously enrolled full time at a collegiate institution, and whose legislated grace period concluded before <b>or during</b> the 2020-21 academic year, to engage in organized competition during the 2020-21 academic year without using a season of competition.</p> <p>The waiver will be applied by the NCAA staff during the NCAA Eligibility Center amateurism certification process and reflected in the student-athlete's certification.</p>	7/29/20,  Updated 12/7/20

<b>Bylaw 14.3: Initial Eligibility Issues</b>	<b>Outcome</b>	<b>Decision Date</b>
How will the Eligibility Center approach schools that issue pass/fail grades for core courses completed in spring/summer 2020?	Credits earned in pass/fail core courses in spring/summer 2020 will apply toward the core-course requirement, but quality points (2.3) for passed core units will only be included for GPA purposes if the student's core GPA would increase with their inclusion. Note: This policy will apply to students from all grade levels (e.g., freshmen, sophomores) who successfully complete NCAA-approved pass/fail courses in Spring/Summer 2020.	4/15/20
Given the unique circumstances and cancellations (e.g., spring terms, leaving exams, ACT/SAT dates), will there be any flexibility in the initial-eligibility standard for students with an expected	Students will receive an automatic initial-eligibility waiver (athletics aid, practice and competition) in the academic certification process if they successfully complete at least 10 core-course units before starting the seventh semester and present a 2.2 or higher core GPA in such courses.	4/15/20

Bylaw 14.3: Initial Eligibility Issues	Outcome	Decision Date
<u>winter 2020 graduation date</u> who initially enroll full time in 2020-21?	Students will receive an automatic initial-eligibility waiver for athletics aid and practice (i.e., partial qualifier) relief of initial-eligibility requirements for expected Spring/Summer/Winter 2020 graduates who present at least 10 core units with a 2.000 GPA before starting the seventh semester of high school.	
Will there be any flexibility in requiring official academic documents for students with an expected <u>winter 2020 graduation date</u> who initially enroll full time in 2020-21?	If official documents are unavailable, unofficial documents may be used in the certification, provided such documents are submitted to the Eligibility Center directly from the email address associated with the student's Eligibility Center account.	4/15/20
Should the current application of COVID-19 alternative standards be adjusted to provide enhanced flexibility?	Students who initially enroll full-time in 2020-21 will receive an automatic initial-eligibility waiver if they meet current COVID-19 alternative standards or legislated requirements without test scores.	8/14/20
Given continued uncertainty due to COVID-19, will there be any flexibility in the initial-eligibility standard for students who initially enroll full time in <u>2021-22</u> ?	Students who initially enroll full-time in 2021-22 will receive an automatic initial-eligibility waiver if they meet legislated requirements (qualifier, early academic qualifier, partial qualifier) without test scores.	8/14/20
Should current policies regarding pass/fail grades and unofficial documents be extended for students who initially enroll full time in <u>2021-22</u> ?	Students who successfully complete pass/fail courses in 2020-21 will receive 2.3 quality points for such courses, and unofficial documents may be used in the certification for students who initially enroll full-time in 2021-22.	8/14/20

<b>Bylaws 14.1/14.4: Full-Time Enrollment and Progress-Toward-Degree Issues</b>	<b>Outcome</b>	<b>Decision Date</b>
Impact on student-athletes who utilized Bylaw 14.1.7.1.7.3 (practice or competition – final semester/quarter) during the 2020 spring semester and implications for full-time enrollment in fall 2020.	Issued a blanket waiver to waive the application to permit student-athletes to retain their eligibility if they are not able to complete their graduation requirements in the spring 2020 term due to COVID-19 impact.	3/18/20
Eligibility requirements for the 2020-21 academic year (full-time enrollment, term-by-term, academic year and annual credit hour requirements, GPA requirement).	<p>Confirmed that full-time enrollment and progress-toward-degree requirements for the 2020-21 academic year remain the same.</p> <p>Student-athletes must be in good academic standing to be eligible for competition in the fall 2020 term.</p> <p>Institutions are still required to complete an eligibility list for the 2020-21 academic year (see Bylaw 14.11.2).</p>	5/13/20
Full-time enrollment for 2020-21 academic year.	<p>Issued a blanket waiver to allow student-athletes who will exhaust their 10-semester/15-quarter period of eligibility during the 2020-21 academic year to participate in <u>practice</u> while enrolled part-time in at least nine-semester/eight-quarter hours for undergraduate and six-semester or six-quarter hours for graduate.</p> <p>(Note: student-athletes who practice while enrolled less than full-time would use a semester/quarter.)</p>	8/14/20
Impact on student-athletes who utilized Bylaw 14.1.7.1.7.3 (practice or competition – final semester/quarter) during the 2020 fall semester and	Issued a blanket waiver to waive the application to permit student-athletes to retain their eligibility if they are not able to complete their graduation requirements in the fall 2020 term.	8/14/20



<b>Bylaws 14.1/14.4: Full-Time Enrollment and Progress-Toward-Degree Issues</b>	<b>Outcome</b>	<b>Decision Date</b>
implications for full-time enrollment in spring 2021.		
Progress-toward-degree requirements for the 2020-21 academic year.	Confirmed that progress-toward-degree requirements remain as legislated for the 2020-21 academic year.	8/14/20
Application of the missed term exception.	Issued a blanket waiver to allow the following student-athletes who choose to not enroll for the 2020 fall term to use the missed term exception: (1) A student-athlete in their first academic year in residence; and (2) A student-athlete who has previously used the missed term exception once during their collegiate enrollment.	8/21/20

<b>Bylaw 14.5: Transfer Eligibility Issues</b>	<b>Outcome</b>	<b>Decision Date</b>
Two-year college transfer requirements for prospective student-athletes who are impacted by COVID-19 related issues (e.g., certifying institution does not accept pass/fail grades, two-year college ceased operations, two-year college transitioned to remote learning).	Allowed institutions to self-apply a two-year college transfer waiver for prospective student-athletes transferring for the 2020-21 academic year provided all of the following criteria were met and the student-athlete was enrolled in the courses necessary entering the 2020 spring term: (1) The student-athlete was on track to complete at least two full-time semesters or three quarters at the two-year college; (2) The student-athlete was on track to satisfactorily complete an average of 12-semester or 12-quarter hours of transferable credit for each full-time term of attendance at the two-year college; (3) The student-athlete was on track to satisfactorily complete the following transferable credit-hour requirements: a) six semester or eight quarter hours of English; b) three semester or four quarter hours of Math; and c) three semester of four quarter hours of natural or physical science; and (4) The student-athlete has presented a minimum transferable grade-point average of 2.2.	5/6/20  Updated 5/13/20

Bylaw 14.5: Transfer Eligibility Issues	Outcome	Decision Date
	The institution is responsible for maintaining documentation on campus as is currently required for progress-toward-degree waivers in the <a href="#">previously approved waiver checklist</a> .	

Bylaw 14.7: Outside Competition Issues	Outcome	Decision Date
Application of outside competition (including unattached competition) legislation for the 2020-21 academic year.	Confirmed the legislation for outside competition apply as is for the 2020-21 academic year. If needed, institutions can file individual waiver requests.	8/14/20

Bylaw 15: Financial Aid Issues	Outcome	Decision Date
Financial aid equivalency limits for 2020-21 academic year.	<p>Issued a blanket waiver to allow student-athletes who would have used their fourth season of competition or exhausted their 10-semester/15-quarter period of eligibility during the spring 2020 term to receive athletics aid for the 2020-21 academic year without counting toward team equivalency limits (i.e., treat these student-athletes as if they are receiving exhausted eligibility athletics aid).</p> <p>This relief only applies if the student-athlete remains at their original institution. If the student-athlete transfers, the athletics aid received at the new institution would count toward team equivalency limits.</p>	<p>3/13/20</p> <p>Criteria amended 3/18/20 and 3/25/20</p>
Financial aid equivalency limits for the 2020-21 academic year.	Issued a blanket waiver to exempt from team equivalency limits athletics aid received by a fall sport student-athlete whose 10th semester/14th and 15th quarter is fall 2020 term (or for a student-athlete who has previously qualified for an extension of eligibility waiver) and qualifies for a one	9/2/20

Bylaw 15: Financial Aid Issues	Outcome	Decision Date
	semester/two quarter extension to permit participation during the 2021 spring season.	
If a student-athlete fails to report for practice or competition for reasons related to COVID-19 (e.g., unable to obtain visa, uncomfortable traveling to institution’s locale, opting out of participation in countable athletically related activities), does this constitute voluntary withdrawal and the institution can reduce/cancel athletics aid?	Adopted noncontroversial legislation to amend NCAA Bylaw 15.5.4.3 (reduction or cancellation not permitted) to prohibit an institution from reducing or cancelling athletics aid for a student-athlete who, by October 1, 2020, chooses to opt out of countable athletically related activities during the 2020-21 academic year due to concerns about contracting COVID-19; further, to clarify that a student-athlete’s decision to opt out of participation by October 1, 2020 does not constitute a voluntary withdrawal from the team.	3/18/20  Updated 8/21/20
Degree-Completion Awards for 2020-21.	For spring sports student-athletes who were awarded an extension request, waived current requirements so they can participate in their last season during the 2020-21 academic year and still receive the award. Additionally, a student-athlete may still receive athletics aid.	3/25/20  Updated 3/30/20
2020-21 academic year athletics aid reductions or cancellations due to COVID-19	Confirmed it is permissible for an institution to include a nonathletically related condition [see Bylaw 15.5.4.1.1] in its 2020-21 financial aid agreements related to COVID-19 (e.g., reduction of room and board if an institution only conducts online courses for the fall 2020 term). Institutions are encouraged to consult with legal counsel and risk management.	5/6/20
Conference postgraduate scholarships for the 2020-21 academic year.	Issued a blanket waiver to permit student-athletes with remaining eligibility to receive a postgraduate scholarship from a conference office during the 2020-21 academic year and exempt the aid from institutional team equivalency limits.	8/14/20
Financial aid equivalency limits for the 2021-22 academic year.	Issued a blanket waiver to permit a student-athlete, regardless of sport, who would have used their fourth season of competition or exhausted their 10-semester/15-quarter period of eligibility during the 2020-21 academic year to receive athletics aid for the 2021-22 academic year without counting	9/2/20

Bylaw 15: Financial Aid Issues	Outcome	Decision Date
	<p>toward team equivalency limits (i.e., treat these student-athletes as if they are receiving exhausted eligibility athletics aid).</p> <p>This relief only applies if the student-athlete remains at their original institution. If the student-athlete transfers for the 2021-22 academic year, the athletics aid received at the new institution will count toward team equivalency limits.</p>	

Bylaw 16: Awards and Benefits Issues	Outcome	Decision Date
<p>Extra benefits (e.g., meals, lodging, travel).</p>	<p>Flexibility already exists for institutions to provide necessary housing and meals through the <a href="#">Committee for Legislative Relief incidental expense waiver list</a>.</p> <p>Issued a blanket waiver to provide flexibility for institutions to provide any necessary transportation (e.g., flights to/from campus) to ensure the health and well-being of student-athletes.</p>	<p>3/13/20</p>
<p>Reimbursement of costs associated with a foreign tour.</p>	<p>Issued a blanket waiver to provide flexibility for institutions to reimburse student-athletes for any costs paid for a foreign tour that is cancelled.</p>	<p>4/15/20</p>
<p>Student-athlete housing blocks.</p>	<p>Issued a blanket waiver for the 2020-21 academic year to permit institutions to make housing arrangements as determined to be necessary with COVID-19 considerations, including student-athlete specific housing blocks.</p>	<p>6/10/20</p>
<p>Providing benefits (e.g., housing and meals) prior to the first permissible date of preseason practice.</p>	<p>Confirmed that it is permissible per Bylaw 16.4 (medical expenses) to provide benefits (e.g., housing and meals) to a student-athlete who needs to return to campus for medical reasons (e.g., COVID-19 testing, quarantine) prior to the start of preseason practice, as the institution has determined that an earlier return to campus is medically necessary.</p>	<p>6/10/20</p>

<b>Bylaw 17: Playing and Practice Seasons Questions</b>	<b>Outcome</b>	<b>Decision Date</b>
Rescheduling a foreign tour during an otherwise impermissible period.	Kept the legislation as is. If needed, institutions can file individual waiver requests.	4/15/20
2020-21 playing and practice seasons – Division II fall championship sports.	Approved a blanket waiver that allows schools to adjust schedules during a fall sport’s championship segment and nonchampionship segment for the 2020-21 academic year only. Please see July 29, 2020, membership communication for additional details. Additional educational resources will be developed and distributed to the membership.	6/17/20  Updated 7/15/20, 7/22/20
2020-21 playing and practice seasons – basketball.	Approved a blanket waiver that allows schools to adjust schedules for the 2020-21 academic year only. Please see July 29, 2020, membership communication for additional details. Additional educational resources will be developed and distributed to the membership.	7/29/20
2020-21 playing and practice seasons – all other Division II winter championship sports.	Approved a blanket waiver that allows schools to adjust schedules during a winter sport’s championship segment and nonchampionship segment for the 2020-21 academic year only. Please see July 29, 2020, membership communication for additional details. Additional educational resources will be developed and distributed to the membership.  Approved a blanket waiver to increase the length of the 2020-21 swimming and diving playing and practice season from 144 days to 151 days due to the date change of the 2021 NCAA Division II Men’s and Women’s Swimming and Diving Championships.	7/29/20  Updated 10/20/20
2020-21 playing and practice seasons – Division II spring championship sports.	Approved a blanket waiver that allows schools to adjust schedules during a spring sport’s championship segment and nonchampionship segment for the 2020-21 academic year only. Please see July 29, 2020, membership	7/29/20

<b>Bylaw 17: Playing and Practice Seasons Questions</b>	<b>Outcome</b>	<b>Decision Date</b>
	communication for additional details. Additional educational resources will be developed and distributed to the membership.	
Nonchampionship and out-of-season hour limitations during the fall 2020 term.	Confirmed the nonchampionship segment and out-of-season daily and hour limitations will remain as is for the 2020-21 academic year.	7/29/20
Voluntary workouts for prospective student-athletes prior to the start of the 2020-21 academic year.	<p>Issued a blanket waiver to permit incoming prospective student-athletes to participate in voluntary workouts prior to the start of the 2020-21 academic year, as follows:</p> <p>(a) Incoming fall sport prospective student-athletes who have moved into the dorms (or, for individuals living off-campus, in the locale of the institution) on/after the move-in date for all students may request voluntary workouts with their sport coaches prior to the start of the 2020-21 academic year (Note: fall sport prospective student-athletes are already permitted to request voluntary workouts with strength and conditioning coaches during the summer vacation period after June 1); and</p> <p>(b) Incoming winter or spring sport prospective student-athletes who have moved into the dorms (or, for individuals living off-campus, in the locale of the institution) on/after the move-in date for all students may request voluntary workouts with their sport coaches and/or strength and conditioning coaches prior to the start of the 2020-21 academic year.</p>	8/14/20
2020-21 playing and practice seasons – application of 14-consecutive day break after the nonchampionship segment.	In all sports, if the nonchampionship segment precedes the championship segment, student-athletes must be given a 14-consecutive calendar-day break, during which no countable athletically related activities may occur, at some point between the nonchampionship and championship segments. Institutions may determine when the break occurs and it does not need to	11/4/20

<b>Bylaw 17: Playing and Practice Seasons Questions</b>	<b>Outcome</b>	<b>Decision Date</b>
	<p>immediately follow the conclusion of the nonchampionship segment (teams may proceed directly into the 8-hour segment).</p> <p>Provided additional guidance to the enforcement staff to exercise flexibility from normal enforcement penalties for violations of:</p> <ul style="list-style-type: none"> <li>• A failure to provide student-athletes with a 14-consecutive calendar-day break immediately following the nonchampionship segment that precedes the championship segment due to misunderstanding of the previous 2020-21 playing and practice season flexibility.</li> </ul>	

<b>Bylaw 20: Membership Issues</b>	<b>Outcome</b>	<b>Decision Date</b>
Impact of furloughs on membership requirements (e.g., full-time compliance administrator, athletics healthcare administrator).	Legislation remains the same. Waivers to be submitted as needed.	4/8/20
Waiving legal rights as a condition of participation.	Adopted noncontroversial legislation for the 2020-21 academic year only to amend NCAA Constitution 3.3.4 (conditions and obligations of membership) to prohibit an institution from requiring student-athletes to waive their legal rights regarding COVID-19 as a condition of athletics participation.	8/21/20
COVID-19 medical expenses.	Adopted noncontroversial legislation to amend NCAA Constitution 3.3.4 (conditions and obligations of membership) to specify that, prior to a student-athlete participating in fall 2020 term competition (e.g., championship segment or nonchampionship segment competition;	8/21/20

Bylaw 20: Membership Issues	Outcome	Decision Date
	<p>scrimmages combining teams from two different institutions; and practices combining teams from two different institutions), the institution shall:</p> <p>(1) Provide information on the waivers and legislative changes approved by Division II for student-athletes due to the impact of COVID-19 (e.g., accommodations for student-athletes who opt out, season-of-competition waivers);</p> <p>(2) Review the institution’s institutional insurance coverage with student-athletes who plan to compete in the fall 2020 term, and advise student-athletes to review their own existing coverage;</p> <p>(3) Inform student-athletes of the risk classification of their sports according to the NCAA Resocialization of Sport: Developing Standards for Practice and Competition; and</p> <p>(4) Provide information about how the institution is complying with the NCAA Resocialization of Sport: Developing Standards for Practice and Competition.</p>	
Sports sponsorship.	Issued a blanket waiver of the sports sponsorship requirements for the 2020-21 academic year.	9/2/20
Five-sport/three-season requirement.	Issued a blanket waiver of the five-sport/three-season requirement for the 2020-21 academic year.	9/2/20
Annual SAAC meeting.	Issued a blanket waiver of the in-person conference student-athlete advisory committee annual meeting requirement for the 2020-21 academic year. Conferences will still be required to conduct an annual SAAC meeting, either in person or virtually.	9/30/20
Reporting deadline for ISSG Class 1 institutions.	Issued a blanket waiver to extend the deadline for institutions in ISSG Class 1 from June 1, 2021, to May 31, 2022, due to COVID-19. Institutions in	12/7/20



<b>Bylaw 20: Membership Issues</b>	<b>Outcome</b>	<b>Decision Date</b>
	ISSG Class 1 will not move to a new class and shall submit their next ISSG by June 1, 2026.  Note: This relief does not apply to Provisional Year One institutions in the membership process.	



# 2020-21 Division II Priorities



## COVID-19 Response

Since early March 2020, the Division II governance structure has actively taken steps to ease the effects of the COVID-19 pandemic on student-athletes, schools, conferences and the division overall:

- Provided significant flexibility in academic eligibility, awards and benefits, championships, financial aid, membership, transfer eligibility, playing and practice seasons, recruiting, reinstatement, and more.
- Approved changes to the division's long-range budget, prioritizing expenses in the following order in accordance with the Division II budget guidelines and principles: (1) contractual obligations; (2) championships; (3) enhancement fund; (4) conference grant program; and (5) strategic initiatives.
- Waived the sports sponsorship and three-season requirement for conferences and schools, and approved changes to the minimum number of contests for championships selection, and maximum number of contests and dates of competition for the 2020-21 academic year only.
- Continues addressing ongoing and emerging concerns.

## Championships

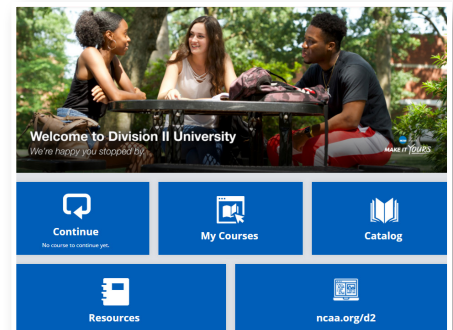
**Winter and Spring Sports.** Given the challenges associated with COVID-19, the Championships Committee will make recommendations to the Management and Presidents Councils on items such as bracket/field size and timing of championships for winter and spring sports to provide student-athletes with a safe and rewarding experience.

**Triennial Budget Requests.** Championships priorities for the 2021-24 triennial budget (e.g., officiating fees, travel reimbursement, per diem, participation opportunities, championships experience) will be considered in the fall/winter of 2020-21.



## NIL Legislation

Following the charge of the NCAA Board of Governors, Division II will consider legislation at the 2021 NCAA Convention to permit student-athletes to benefit from their name, image and likeness. The fall will focus on membership education regarding the current legislation and proposals. After Convention, assuming adoption of the proposals, Division II will shift its attention to helping the membership (including student-athletes as the group most directly impacted) effectively implement the new legislation.



## Division II University

After a successful first year using DII U to administer the required annual coaches certification, 2020-21 will look to build on that accomplishment by adding four courses on NCAA rules and one on health and safety. Coaches seeking to recruit off campus and participate in countable athletically related activities will be required to complete a course on Bylaw 17 and Life in the Balance, which includes tips and best practices developed by the Division II Student-Athlete Advisory Committee. Future modules will target other Division II constituents, including courses on gameday operations and customer service, as well as courses directed at faculty athletics representatives.

# 2020-21 Division II Priorities

## SAAC

**Total Package Student-Athlete.** The Division II SAAC will continue focusing on initiatives supporting the overarching goal called the “Total Package Student-Athlete”:

- **Total: Mental health.** Break the stigma and inspire others to promote mental wellness.
- **Package: Diversity and inclusion.** Celebrate the diversity within athletics and promote inclusion to enhance the student-athlete experience.
- **Student: Professional development.** Prepare student-athletes for experiences and challenges in life after athletics.
- **Athlete: Love2Play.** Encourage young athletes to play multiple sports and to have fun while they play.

**RISE to Vote.** Partnering with the Ross Initiative in Sports for Equality (RISE) and the Divisions I and III SAACs, the Division II SAAC will educate student-athletes on how to vote in the 2020 U.S. presidential election, the importance of voting and how student-athletes can use their platform to amplify their voice for civic engagement.

**Monitoring Transfer Portal.** With the Division II membership adopting the notification of transfer model beginning Aug. 1, 2020, the division will monitor the NCAA Transfer Portal to review the rate at which student-athletes transfer in the new legislation compared to the previous permission-to-contact legislation



## Coaches Connection

The successful program that uses former coaches to strengthen communication between the coaching constituency and the NCAA national office will expand to include women’s rowing.



## Inclusion Forum

Fund activation teams from approximately 40 Division II institutions to attend the 2021 forum April 16-18 and develop institution-specific action plans to enhance diversity and inclusion on campus.



## Health and Safety

**Survey.** Seek input on the organizational and administrative aspects of athletics health care delivery and incorporate responses into the Institutional Performance Program so that schools can compare their programs with institutional peer groups.

**Injury Surveillance Program.** Continue increasing the number of institutions that voluntarily participate in the program to build data that help inform injury prevention policies and practices.

**Mental Health Resources.** Monitor concerns and develop resources to help student-athletes and other campus stakeholders address unique challenges that have impacted them, including those related to COVID-19.



## Division II Brand

As the Division II membership embraces the Make It Yours brand and the Life in the Balance philosophy to help student-athletes make the Division II experience their own through academics, athletics, community engagement and more, explore unique ways to continue promoting both for the membership and prospective student-athletes.



**2021 NCAA Convention**  
**Core Schedule of Events**

*All times listed are Eastern time.*

Time	Meeting	Platform
<b>Monday, January 11</b>		
11 a.m. to 5 p.m.	Division II Management Council Meeting	Microsoft Teams
11 a.m. to 5 p.m.	Division II Student-Athlete Advisory Committee Meeting	Microsoft Teams
5 to 6 p.m.	Division II Management Council Happy Hour	Zoom
<b>Tuesday, January 12</b>		
10 a.m. to 12:30 p.m.	Division II Presidents Council/Management Council/Student-Athlete Advisory Committee Joint Meeting	Zoom
12:30 to 1 p.m.	State of College Sports	Virtual Convention Platform
1 to 5 p.m.	Division II Presidents Council Meeting	Microsoft Teams
1 to 5 p.m.	Division II Student-Athlete Advisory Committee Meeting	Microsoft Teams
<b>Wednesday, January 13</b>		
1 to 6 p.m.	NCAA Board of Governors Meeting	Zoom
7 to 8 p.m.	Honors Celebration	Virtual Convention Platform
<b>Thursday, January 14</b>		
1 to 2:30 p.m.	Meeting with Institutions in the Division II Membership Process	Microsoft Teams
4:30 to 5 p.m.	Saluting Excellence: 2021 Diversity & Inclusion and Ford Awards	Virtual Convention Platform
<b>Friday, January 15</b>		
11 a.m. to 1 p.m.	Division II Business Session	Virtual Convention Platform
1:30 to 2:30 p.m.	Division II Education Session: Mental Health Panel for Administrators and Coaches	Virtual Convention Platform

Time	Meeting	Platform
<b>Friday, January 22</b>		
3 to 4 p.m.	Division II Education Session: Student-Athlete Social Justice and Activism	Virtual Convention Platform
<b>Tuesday, January 26</b>		
Noon to 1 p.m.	Division II Education Session: The Impact of the COVID-19 Pandemic on Student-Athlete Identity	Virtual Convention Platform

SUPPLEMENT NO. 8  
DII Management Council 01/21

# 2021 DIVISION II OFFICIAL NOTICE

115th Annual  
Convention  
January 12-15, 2021

# OFFICIAL NOTICE





THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

P.O. Box 6222  
Indianapolis, Indiana 46206-6222  
317-917-6222  
[www.ncaa.org](http://www.ncaa.org)  
November 2020

**Legislation Prepared By:** Stephanie Quigg, Director of Academic and Membership Affairs for Division II; Karen Wolf, Associate Director of Academic and Membership Affairs; Chelsea Hooks, Assistant Director of Academic and Membership Affairs; and Michael Woo, Assistant Director of Academic and Membership Affairs.

Distributed to presidents or chancellors, directors of athletics, faculty athletics representatives, senior woman administrators, senior compliance administrators and conference commissioners.

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# Official Notice

## 115th Annual Convention

On behalf of the NCAA Board of Governors, the Division I Board of Directors, the Divisions II and III Presidents Councils, the Division I Council and the Divisions II and III Management Councils, we extend a cordial invitation to each NCAA member to be represented at the Association's 115th annual Convention scheduled January 12 through 15, 2021.

It is our pleasure to issue this Official Notice of the 2021 Convention. This publication is sent to the president or chancellor, director of athletics, faculty athletics representative, senior woman administrator and senior compliance administrator at each active NCAA Division II member institution, as well as to the officers of member conferences and provisional member institutions.

This Official Notice contains legislation for consideration at the Division II business session of the 2021 Convention, including amendments-to-amendments. It also contains the necessary information concerning the accreditation of delegates, voting procedures and other Convention policies. We encourage each member to review the information related to the activities in which you will be involved before participating in the Convention. It is particularly important that each Division II delegate have a copy of the Official Notice during the Convention. The Official Notice will be the only publication containing all Division II Convention legislation.

In addition to the consideration of legislation, Division II delegates also will participate in educational and discussion sessions about topics of concern within the division and the Association.

We hope you will tune in to join delegates from all divisions at the State of College Sports (formerly known as the opening business session) Tuesday evening.

We hope that each member of the Association will participate in the 2021 Convention. We look forward to seeing you virtually.

*John DeGioia*  
*President, Georgetown University*  
*Chair, NCAA Board of Governors*

*Sandra Jordan*  
*Chancellor, South Carolina Aiken*  
*Chair, Division II Presidents Council*

*Denise Trauth*  
*President, Texas State University*  
*Chair, Division I Board of Directors*

*Tori Murden-McClure*  
*President, Spalding University*  
*Chair, Division III Presidents Council*

November 15, 2020



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## Accrediting of Delegates

Association policy provides that the appointment of accredited and visiting delegates is the responsibility of the president or chancellor of each member institution or organization. **In November 2020, a link to the appointment of delegates website was emailed to the president or chancellor of all member institutions and organizations. The link was also made available on the NCAA website ([www.ncaa.org/convention](http://www.ncaa.org/convention)) under the Appointment of Delegates section.**

It is important that the voting delegate be properly accredited, and appointing officers are urged to submit the required information to the NCAA national office at their earliest convenience.

An institution's or organization's president or chancellor shall appoint the voting and alternate delegates by completing the online delegate appointment form. The transfer of voting rights among the delegates is a matter of institutional or organizational discretion.

Please note also that the governance structure of each division urges member institutions and organizations to include women in their NCAA Convention delegations.

If an institution's or organization's president or chancellor fails to submit the online delegate appointment form, that institution's or organization's representatives will be registered as visitors until the president or chancellor certifies in writing the voting and alternate delegates. No other institutional or organizational representatives are permitted to complete a delegate appointment form.

Once the online delegate appointment form has been verified by the president or chancellor, no one may be added as a voting or alternate delegate without written instructions from that president or chancellor. Thus, no individual appointed as a visitor may become a voter or alternate without written authorization from the president or chancellor.

Visiting delegates, except in certain situations, do not have speaking privileges at the Convention.

The 2021 Convention is free for NCAA members.

## Meetings and Reservations

Please note that the Convention schedule of events is available on the NCAA website ([www.ncaa.org/convention](http://www.ncaa.org/convention)).

The Convention officially begins when the State of College Sports (formerly opening business session) convenes at 7 p.m. Eastern time, Tuesday, January 12. Adjournment of the Convention has been scheduled for Friday, January 15. Educational sessions will begin at noon Wednesday, January 13 and continue for the remainder of the month.

# Proposed Amendments

The proposed amendments to be considered at the 115th annual Convention begin on Page 1. All amendments, if adopted, become effective as indicated in each proposal.

**It is particularly important that each Division II delegate have a copy of the Official Notice during the Convention. The Official Notice will be the only publication containing all Division II Convention legislation for the 2021 Convention.**

In accordance with the provisions of Constitution 5.3, an amendment to the Association's legislation may be proposed by the NCAA Board of Governors, Division II Presidents Council, by any 15 or more active Division II member institutions or by two active conferences on behalf of 15 or more active member institutions eligible to vote on the matter. The source is indicated in each proposal. When the Presidents Council proposes an amendment originally recommended by a committee, the committee is indicated as well.

All proposals designated by the Division II Presidents Council for roll-call votes are indicated with an asterisk preceding the proposals in this publication, as well as in the voting designation accompanying each such proposal.

Please note that the Presidents Council is authorized to distribute during division or general business sessions information detailing positions on key legislative proposals.

## Amendments-to-Amendments

All amendments submitted by the membership in accordance with the July 15 deadline were printed in the Initial Publication of Proposed Legislation, which was provided to the membership via the NCAA website August 15. As a result, there was not an Initial Publication of Proposed Legislation for the 2021 Convention. Sponsors of those proposals were permitted to revise them in any manner until September 15. [Note: There were no proposals properly sponsored by the Division II membership by the July 15 deadline. As a result, there was not an Initial Publication of Proposed Legislation for the 2021 Convention.] In the interim, the Board of Governors and the Division II Presidents Council had until September 1 to submit their legislative proposals. All proposals were provided to the membership September 20 in the Second Publication of Proposed Legislation.

The Board of Governors, Division II Presidents Council, any eight or more active Division II member institutions or one active conference on behalf of eight or more active member institutions eligible to vote on a given issue had until November 1 to submit amendments to the original proposals, provided the amendment to the amendment did not increase the modification proposed by the original amendment. As a result of that deadline, all amendments-to-amendments, if any, are included in this Official Notice with the proposals they are intended to amend. Resolutions also were handled in accordance with those same deadlines and are included in this publication, if any. No additional amendments-to-amendments or resolutions are permitted for the 2021 Convention unless they are sponsored by the Board of Governors or Division II Presidents Council and distributed before or during the business session.

## **Withdrawal of Proposal**

Sponsors who intend to withdraw a proposal are urged to notify the academic and membership affairs staff as soon as possible before the business session of the Convention at which the proposal is scheduled to be considered.

## **Review of Interpretations**

The Legislation Committee issues interpretations as to the scope, meaning or effect of the constitution and bylaws applicable to Division II. These rulings are subject to review by the Division II membership upon the request of any member in accordance with NCAA Constitution 5.4.1.4. Any Division II member to which an interpretation applies may request a review of the interpretation by making such a request in writing to the academic and membership affairs staff via electronic mail to the primary contact individuals – [chooks@ncaa.org](mailto:chooks@ncaa.org) or [kwolf@ncaa.org](mailto:kwolf@ncaa.org) – not later than November 20, 2020.

## **Emergency Legislation Adopted by the Presidents Council**

The Presidents Council may adopt "emergency" legislation that shall be effective immediately in situations when the NCAA must respond to, or comply with a court, alternative dispute resolution (ADR) or government order or when the Presidents Council deems it appropriate to limit or avoid NCAA liability as a result of litigation, ADR or governmental proceedings, per Constitution 5.3.1.1.2. Such "emergency" legislation shall be adopted by at least a three-fourths majority of the members of the Presidents Council present and voting. The Presidents Council then submits to the next annual Division II business session the amendments that it has adopted under this authorization. The emergency legislation adopted by the Presidents Council in 2020 appear in Appendix A. Acceptance of the report of the Presidents Council during the Division II business session ratifies the Presidents Council's actions in this regard.

## **Interpretations to be Included in the NCAA Division II Manual**

The Legislation Committee and the Academic Requirements Committee are authorized to recommend interpretations to be incorporated in the next printing of the NCAA Division II Manual. Such incorporations are approved by the Division II Management Council and then are printed in the Official Notice of the Convention. The interpretations approved for inclusion in the 2021-22 NCAA Division II Manual appear in Appendix B. Any additional interpretations approved by the Management Council are distributed to the delegates at the Division II business session. Acceptance of the report of the Management Council during the Division II business session will approve incorporation of the interpretations as distributed. A delegate

may object to the incorporation of a particular interpretation at the time of the Management Council report, and the Division II membership will decide by majority vote of the eligible voters whether to incorporate that specific interpretation.

## **Noncontroversial Legislation Adopted by the Management Council**

The Presidents Council, or an entity designated by the Presidents Council (the Management Council), is authorized to adopt, in the interim between annual Conventions, noncontroversial legislative amendments that are necessary to promote the normal and orderly administration of the Association's legislation, per Constitution 4.3.2-(e) and 5.3.1.1.1. That authorization requires a three-fourths majority vote of the Presidents Council, or the entity designated by the Presidents Council (the Management Council). The Management Council then submits to the next annual Division II business session the amendments that it has adopted under this authorization. The noncontroversial amendments adopted by the Management Council in 2020 appear in Appendix C. Acceptance of the report of the Management Council during the Division II business session approves the Management Council's actions in this regard.

## **Order of Business**

The State of College Sports (formerly known as the opening business session) of the 115th annual Convention will begin at 7 p.m. Eastern time, Tuesday, January 12. The "State of the Association" address by the NCAA president will be presented orally during that general session.

The various proposals will be taken up in their numerical order, unless that order is changed at the Convention. Amendments for the annual Convention are grouped topically by area and will be presented as indicated on page xii.

In each grouping of related items (either amendments or amendments-to-amendments), the Association's established procedure will be followed (consider first the proposal that contemplates the greatest modification of the present circumstance, followed by other proposals in the order of decreasing modification). In some instances, when a proposal in such a grouping is adopted, those that follow in that grouping may become moot.

## **Voting Procedures**

Methods of voting shall be in accordance with Constitution 5.1.4.4. Due to the nature of the virtual Convention, the voting delegate must be registered for Convention and appointed through the appointment of delegates site. Exact voting procedures are still being determined at the time of publication. Once finalized, this information will be shared with the membership in a separate communication.

## **Memorial Resolutions**

At the time of the annual Convention, members of the Association honor by memorial resolution those persons closely associated with intercollegiate athletics who passed away during the year. It is requested that the names of persons to be honored in this manner be submitted to the NCAA, P.O. Box 6222, Indianapolis, Indiana 46206-6222.

## **Administrative Structure**

Rosters of the NCAA Board of Governors, and Division II Presidents Council and Management Council, are listed in Appendix E.

## **Request for Interpretations**

Division II member institutions and conferences are encouraged to request interpretations of the proposed legislation in this Official Notice in advance of the Convention.

All such requests must be received to the NCAA academic and membership affairs staff via email to the primary contact individuals, [chooks@ncaa.org](mailto:chooks@ncaa.org) or [kwolf@ncaa.org](mailto:kwolf@ncaa.org), not later than November 20, 2020. Requests will be considered by the appropriate interpretative entities and the decisions will be reviewed by the Division II Management Council in its pre-Convention meeting Monday, January 11, 2021. The resulting interpretations will be duplicated and distributed to the conferences for their pre-Convention meetings before the beginning of the business session Friday, January 15, 2021. Due to the 2021 Convention being virtual the business session has been moved from Saturday to Friday.

**TOPICAL GROUPINGS OF PROPOSED  
AMENDMENTS  
115th ANNUAL CONVENTION**

<i>PROPOSAL NUMBER</i>	<i>GENERAL TOPIC</i>
1	Name, Image and Likeness
2 through 3	Eligibility





# 115th Annual Convention

## LEGISLATIVE PROPOSALS SUBMITTED BY THE MEMBERSHIP

[Note: In the following proposals:

- Those letters and words that appear in *italics* and ~~strikethrough~~ are to be deleted;
- Those letters and words that appear in **boldface** and underlined are to be added; and
- Those letters and words that appear in normal text are unchanged from the current Division II legislation.]

## 2021 NCAA CONVENTION OFFICIAL NOTICE FREQUENTLY ASKED QUESTIONS

The frequently asked questions section following each proposal in the white pages is designed to provide further clarification regarding the application of the proposal and/or the rationale for the legislative change. The information includes frequently asked questions, figures and other information. Further information regarding the application of the proposals is available in the 2021 Convention Division II Legislative Proposals Question and Answer Guide at [www.ncaa.org](http://www.ncaa.org).

## DIVISION II LEGISLATIVE PROPOSALS

*The NCAA Division II Presidents Council has determined that it will deal primarily with those national issues in Division II athletics that prompt widespread concern among Division II presidents or chancellors.*

*Legislative proposals developed by the Division II Management Council or by Division II committees reporting to it must be submitted to the Division II Presidents Council for review. They cannot be placed on the agenda for consideration at the Convention unless the Presidents Council agrees to sponsor them. This procedure was established to affirm presidential control of intercollegiate athletics in Division II.*

*The Division II Presidents Council has identified those proposals that it believes are of particular interest to Division II presidents or chancellors and has included them in the Presidents Council grouping. It should be noted, however, that inclusion of proposals in the Presidents Council grouping does not necessarily constitute a position by the Division II Presidents Council for or against a proposal. [Note: The Presidents Council did not identify a Presidents Council grouping of proposals for this convention.] Those proposals with an asterisk before the proposal number have been identified by the Presidents Council as roll-call votes. Delegates should refer to each proposal's source line for information regarding the sponsor of each proposal.*

*[Note: Pursuant to Constitution 5.3.12, all amendments shall become effective not earlier than the first day of August following adoption at the NCAA Convention; however, if a voting delegate wishes to propose an immediate effective date, or to propose any*

*other effective date prior to the first day of August, a two-thirds majority of all delegates present and eligible to vote on the amendment is required to approve the immediate or alternative effective date. Those proposals that receive the required vote to carry an immediate effective date and that are adopted, become effective upon adjournment of the Convention.]*

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## Name, Image and Likeness

### No. 2021-1 (2-1) VARIOUS BYLAWS – STUDENT-ATHLETE USE OF NAME, IMAGE AND LIKENESS

**Intent:** To permit Division II student-athletes to utilize their name, image and likeness, as specified; further, consistent with the Board of Governors' principles that any legislative changes be transparent and enforceable, to recommend the necessary administrative framework, as specified.

**A. Bylaws:** Amend 11.1.4, as follows:

[Division II, Roll Call]

11.1.4 Representing Individuals in Marketing Athletics Ability/Reputation. Staff members of the athletics department of a member institution shall not represent, directly or indirectly, any individual in the marketing of athletics ability or reputation to an agent, a professional sports team or a professional sports organization, including receiving compensation for arranging commercial endorsements or personal appearances for **prospective, current or** former student-athletes, except as specified in Bylaw 11.1.4.1, and shall not receive compensation or gratuities of any kind, directly or indirectly, for such services.

[11.1.4.1 unchanged.]

**11.1.4.2 Professional Service Provider. Institutional staff members shall not serve as a professional service provider (see Bylaw 12.02.7) for a prospective student-athlete's name, image and likeness activities.**

**B. Bylaws:** Amend 12.02, as follows:

[Division II, Roll Call]

12.02 Definitions and Applications.

12.02.1 Agent. An agent is any individual who, directly or indirectly: **represents or attempts to represent an individual for the purpose of marketing his or her athletics ability or reputation in order to secure a professional sports opportunity.**

~~(a) Represents or attempts to represent an individual for the purpose of marketing his or her athletics ability or reputation for financial gain; or~~

~~(b) Seeks to obtain any type of financial gain or benefit from securing a prospective student-athlete's enrollment at an educational institution or from a student-athlete's potential earnings as a professional athlete.~~

~~12.02.1.1 Application. An agent may include, but is not limited to, a certified contract advisor, financial advisor, marketing representative, brand manager or anyone who is employed or associated with such persons.~~

[12.02.2 through 12.02.6 unchanged.]

**12.02.7 Professional Service Provider. A professional service provider is an individual who provides third party services to an individual regarding their name, image and likeness. A professional service provider includes, but shall not be limited to, an agent, tax advisor, marketing consultant, attorney or anyone who is employed or associated with such persons.**

[12.02.7 through 12.02.9 renumbered as 12.02.8 through 12.02.10, unchanged.]

**C. Bylaws:** Amend 12.1.2, as follows:

[Division II, Roll Call]

12.1.2 Activities Prior to Initial Full-Time Collegiate Enrollment. An individual ~~loses~~ **may retain** amateur status and thus ~~shall not~~ be eligible for intercollegiate participation in a particular sport if the individual ~~previously enters~~ **entered** into an agreement with or ~~receives~~ **received** benefits from an agent, **provided the agreement is terminated upon initial full-time enrollment at a Division II institution** (See Bylaws 12.02.1 and 12.3 for additional information regarding agents.)

**D. Bylaws:** Amend 12.1.3, as follows:

[Division II, Roll Call]

12.1.3 Permissible -- Following Initial Full-Time Collegiate Enrollment. Following initial full-time collegiate enrollment, participation in the following activities and receipt of the following benefits will not jeopardize the amateur status of an individual:

[12.1.3-(a) through 12.1.3-(h) unchanged.]

**(i) Professional Service Providers. A student-athlete may retain a professional service provider (see Bylaws 12.02.7 and 12.3) for assistance with name, image and likeness activities (see Bylaws 12.4.2 and 12.5.1.2).**

**E. Bylaws:** Amend 12.1.4, as follows:

[Division II, Roll Call]

12.1.4 Impermissible -- Following Initial Full-Time Collegiate Enrollment. Following initial full-time collegiate enrollment, an individual's participation in the following activities or receipt of the following benefits will jeopardize the individual's amateur status and eligibility for intercollegiate participation in a particular sport:

[12.1.4-(a) through 12.1.4-(g) unchanged.]

**(h) Agreement With or Benefits From an Agent. Entrance into an agreement with or receipt of benefits from an agent in order to secure a professional sports opportunity.**

[12.1.4-(i) through 12.1.4-(r) unchanged.]

**F. Bylaws:** Amend 12.2.4.2, as follows:

[Division II, Roll Call]

12.2.4.2 Draft List. An enrolled student-athlete may enter a professional league's draft an unlimited number of times during his or her collegiate career and be drafted by any team in the league without jeopardizing eligibility in that sport, provided the student-athlete does not ever agree (orally or in writing) to be represented by an agent for the purposes of marketing his or her athletics ability or reputation in that sport, ~~sign a professional sport contract~~ **in order to secure a professional sports opportunity** or otherwise jeopardize his or her amateur status.

**G. Bylaws:** Amend 12.3, as follows:

[Division II, Roll Call]

12.3 Use of Agents **and Professional Service Providers.**

12.3.1 General Rule -- **Agents.** *An individual **A student-athlete** shall be ineligible for participation in an intercollegiate sport, if, **after initial full-time enrollment at a Division II institution**, he or she ever has agreed (orally or in writing) to be represented by an agent for the purpose of marketing his or her athletics ability or reputation in that sport **in order to secure a professional sports opportunity**. Further, an agency contract not specifically limited in writing to a sport or particular sports shall be deemed applicable to all sports, and the individual shall be ineligible to participate in any sport.*

12.3.1.1 Nonbinding Agreements. *An individual **A student-athlete** who signs a contract or commitment **in order to secure a professional sports opportunity** that does not become binding until the agent also signs the document, is ineligible, even if the contract remains unsigned by the other parties until after the student-athlete's eligibility is exhausted.*

12.3.1.2 Representation for Future Negotiations. *An individual **A student-athlete** shall be ineligible per Bylaw 12.3.1, if he or she enters into a verbal or written agreement with an agent for representation in future professional sports negotiations that are to take place after the individual has completed his or her eligibility in that sport.*

12.3.1.3 Benefits From Prospective Agents. *An individual **A student-athlete** shall be ineligible per Bylaw 12.3.1, if he or she (or his or her relatives or friends) accepts transportation or other benefits from: **any person who represents any individual in the marketing of his or her athletics ability in order to secure a professional sports opportunity. The receipt of such expenses constitutes compensation based on athletics skill and is an extra benefit not available to the student body in general. In addition, compensation to a student-athlete shall not be provided as an inducement for enrollment (see Bylaw 13.2).***

*(a) Any person who represents any individual in the marketing of his or her athletics ability. The receipt of such expenses constitutes compensation based on athletics skill and is an extra benefit not available to the student body in general; or*

*(b) An agent, even if the agent has indicated that he or she has no interest in representing the student-athlete in the marketing of his or her athletics ability or reputation and does not represent individuals in the student-athlete's sport.*

[12.3.1.3.1 unchanged.]

*12.3.1.4 Exception -- Career Counseling and Internship/Job Placement Services. A student-athlete may use career counseling and internship/job placement services available exclusively to student-athletes, provided the student-athlete is not placed in a position in which the student-athlete uses his or her athletics ability.*

[12.3.2 unchanged.]

*12.3.3 Athletics Scholarship Agent. Any individual, agency or organization that represents a prospective student-athlete for compensation in placing the prospective student-athlete in a collegiate institution as a recipient of institutional financial aid shall be considered an agent or organization marketing the individual's athletics ability or reputation.*

*12.3.3.1 Talent Evaluation Services and Agents. A prospective student-athlete may allow a scouting service or agent to distribute personal information (e.g., high school academic and athletics records, physical statistics) to member institutions*

*without jeopardizing his or her eligibility, provided the fee paid to such an agent is not based on placing the prospective student-athlete in a collegiate institution as a recipient of institutional financial aid.*

12.3.43 Professional Sports Counseling Panel. It is permissible for an institution to have an authorized institutional professional sports counseling panel appointed and overseen by the institution's president or chancellor (or his or her designated representative from outside the athletics department).

**12.3.4 General Rule -- Professional Service Providers. A student-athlete may use the services of a professional service provider (see Bylaw 12.02.7) in the following name, image and likeness activities:**

- (a) Advice regarding name, image and likeness activities;**
- (b) Representation in contract negotiations related to name image and likeness activities; and**
- (c) Marketing of the student-athlete's name, image and likeness activities.**

**12.3.4.1 Limitation on Marketing Athletics Ability or Reputation. A professional service provider that represents a student-athlete in name, image and likeness activities may not also represent a student-athlete for the purpose of marketing his or her athletics ability or reputation in order to secure a professional sports opportunity.**

**12.3.4.2 Institutional Involvement. An institution may provide information and education related to name, image and likeness activities and may assist a student-athlete with evaluating professional service providers related to such activities. However, an institution may not identify or select a professional service provider or arrange for or provide payment for services rendered to the student-athlete.**

**12.3.4.3 Fees and Payment Arrangements for Services. A student-athlete is required to pay the rate commensurate with the going rate for services provided by a professional service provider, consistent with payment arrangements (e.g., flat fee, profit share, upfront guarantee) the service provider makes with nonstudent-athlete clients. A student-athlete may receive the same benefits (e.g., meals, copies, mailing) from a professional service provider that nonstudent-athletes receive but may not receive anything that would constitute an extra benefit. In addition, compensation to a student-athlete shall not be provided as an inducement for enrollment (see Bylaw 13.2).**

**12.3.5 Name, Image and Likeness Counseling Panel. It is permissible for an institution to have an authorized institutional name, image and likeness counseling panel appointed and overseen by the institution's president or chancellor (or his or her designated representative from outside the athletics department).**

H. **Bylaws:** Amend 12.4, as follows:

[Division II, Roll Call]

12.4 Employment **and Student-Athlete Business Activities.**

12.4.1 Criteria Governing Compensation to Student-Athletes. All compensation received by a student-athlete must be consistent with the limitations on financial aid set forth in Bylaw 15. Compensation may be paid to a student-athlete: [R]

- (a) Only for work actually performed; **and**

- (b) At a rate commensurate with the going rate in that locality for similar services; ~~and,~~
- (c) ~~An employer shall not use the athletics reputation of a student-athlete employee to promote the sale of the employer's product or services.~~

#### *12.4.2 Specific Athletically-Related Employment Activities:*

~~12.4.2.1 National Team Practice and Competition. A student-athlete may receive actual and necessary expenses and reasonable benefits associated with national team practice and competition (e.g., health insurance, broken-time payments). [R]~~

~~12.4.2.2 Fee-for-Lesson Instruction. A student-athlete may receive compensation for teaching or coaching sport skills or techniques in his or her sport on a fee-for-lesson basis, provided all compensation received by the student-athlete is consistent with the criteria governing compensation to student-athletes (see Bylaw 12.4.1). [R]~~

#### **12.4.2 Student-Athlete Business Activities. A student-athlete may use his or her name, image and likeness to promote his or her athletically and nonathletically related business activities (e.g., products, services, personal appearances).**

**12.4.2.1 Restrictions. A student-athlete shall not receive compensation for athletics performance or participation. In addition, compensation to a student-athlete shall not be provided as an inducement for enrollment (see Bylaw 13.2). (See also Bylaw 16.11.2.1.)**

**12.4.2.2 Autographs. A student-athlete is not permitted to receive compensation for signing an autograph while he or she is representing the institution (e.g., reported for practice or competition, community engagement event, institutional promotional activity).**

**12.4.2.3 Fee-for-Lesson Instruction. A student-athlete may receive compensation for teaching or coaching sport skills or techniques in his or her sport on a fee-for-lesson basis, provided all compensation received by the student-athlete is consistent with the criteria governing compensation to student-athletes (see Bylaw 12.4.1). If institutional facilities are used, a student-athlete must adhere to all applicable institutional processes for facility rentals in a manner consistent for members of the general public. (See 13.12.2.2.1.1 for camps and clinics.) [R]**

**12.4.2.4 Merchandise and Memorabilia. A student-athlete is permitted to sell items provided by the institution, conference or NCAA, including awards, used equipment and apparel retained by the student-athlete that the institution will not reuse, at any time. A student-athlete may sell institutional merchandise he or she has purchased, subject to institutional restrictions related to the resale of items that include institutional marks.**

**12.4.2.5 Missed Class Time. A student-athlete shall not miss class to participate in activities related to the use of their name, image and likeness.**

**12.4.2.6 Institutional Involvement. An institution may provide information and education related to name, image and likeness activities and may assist a student-athlete with evaluating professional service providers related to such activities (see Bylaw 12.3.5). Neither the institution nor an institutional staff member shall be involved in the arrangement, development, operation or promotion of a student-athlete's business activity.**

**12.4.2.6.1 Exception. A business activity that is developed as part of the student-athlete's coursework is not subject to these restrictions.**

**12.4.2.7 Use of Institutional Marks.** A student-athlete's promotion of his or her business activity may include a reference to the student-athlete's involvement in intercollegiate athletics and a reference to the institution he or she attends, consistent with institutional policies applicable to any student. A student-athlete must adhere to all applicable institutional processes for use of institutional marks in a manner consistent for members of the general public.

**12.4.2.8 Use of Professional Service Providers.** See Bylaw 12.3.

**12.4.2.9 Reporting of Name, Image and Likeness Activities.** A student-athlete shall report to the institution's athletics department information related to business activities that involve the use of his or her name, image or likeness on an annual basis.

I. **Bylaws:** Amend 12.5, as follows:

[Division II, Roll Call]

12.5 Promotional Activities.

12.5.1 Permissible.

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:

[12.5.1.1(a) unchanged.]

[12.5.1.1(a)-(1) through 12.5.1.1(a)-(3) unchanged.]

**(4) A commercial establishment may use the appearance, name or picture of an enrolled student-athlete to promote an institutional fundraising activity;**

[12.5.1.1(b) through 12.5.1.1(c) unchanged.]

~~(d) The student-athlete's name, picture or appearance is not used to promote the commercial ventures of any nonprofit agency;~~

~~(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);~~

[12.5.1.1(f) through 12.5.1.1(g) relettered as 12.5.1.1(d) through 12.5.1.1(e), unchanged.]

12.5.1.1.1 Exception - Promotional Activities Not Sponsored or Organized by a Member Institution's Athletics Department or Member Conference. The promotional activity conditions apply to activities sponsored or organized by an institution's athletics department or a conference office. Promotional



activities in which a student-athlete participates independent of his or her status as a student-athlete (e.g., institutional community service requirement) are not subject to the legislation. **See Bylaw 12.5.1.2.**

[12.5.1.1.2 through 12.5.1.1.3 unchanged.]

12.5.1.1.4 Promotions Involving Commercial Locations/Sponsors. A member institution or a charitable, educational, nonprofit or government agency may use the appearance, name or picture of an enrolled student-athlete to promote generally its fundraising activities at the location of a commercial establishment; ~~provided the commercial establishment is not a cosponsor of the event and the student-athlete does not promote the sale of a commercial product in conjunction with the fundraising activity. A commercial establishment would become a cosponsor, if the commercial establishment either advertises the presence of the student-athlete at the commercial location or is involved directly or indirectly in promoting the activity.~~ **The commercial establishment may use the appearance, name or picture of an enrolled student-athlete to promote an institutional fundraising activity.**

[12.5.1.1.5 through 12.5.1.1.7 unchanged.]

~~12.5.1.2 Modeling and Other Nonathletically Related Promotional Activities. An individual may accept remuneration for or permit the use of his or her name or picture to advertise or promote the sale or use of a commercial product or service without jeopardizing his or her eligibility to participate in intercollegiate athletics only if all of the following conditions apply:~~

- ~~(a) The individual became involved in such activities for reasons independent of athletics ability;~~
- ~~(b) No reference is made in these activities to the individual's involvement in intercollegiate athletics;~~
- ~~(c) The individual's remuneration under such circumstances is at a rate commensurate with the individual's skills and experience as a model or performer and is not based in any way on the individual's athletics ability or reputation.~~

~~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:~~

- ~~(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.~~

~~12.5.1.4 Educational Products Related to Sport-Skill Instruction. It is permissible for a student-athlete's name or picture to appear in books, articles and other publications, films, videotapes, and other types of electronic reproduction related to sport-skill demonstration, analysis or instruction, provided:~~

~~(a) Such print and electronic media productions are for educational purposes;~~

~~(b) There is no indication that the student-athlete expressly or implicitly endorses a commercial product or service;~~

~~(c) The student-athlete does not receive remuneration for such participation; however, the student-athlete may receive actual and necessary expenses related to his or her participation;~~

~~(d) The student-athlete does not miss class time to participate in the activity; and~~

~~(e) The student-athlete has signed a release statement ensuring that the student-athlete's name or image is used in a manner consistent with the requirements of this section and a copy of the statement is kept on file and shall be available for examination on request by an authorized representative of the NCAA.~~

**12.5.1.2 Advertisements and Promotions. A student-athlete may permit the use of his or her name, image or likeness and receive compensation to advertise or promote the sale or use of a commercial product or service.**

**12.5.1.2.1 Restrictions. A student-athlete shall not receive compensation for athletics performance or participation. In addition, compensation to a student-athlete shall not be provided as an inducement for enrollment (see Bylaw 13.2). (See also Bylaw 16.11.2.1.)**

**12.5.1.2.2 Specifically Prohibited Promotional Activities. A student-athlete shall not engage in name, image and likeness activities involving a commercial product or service that conflicts with NCAA legislation (e.g., sports wagering, banned substances).**

**12.5.1.2.3 Conflicts with Institutional Agreements and Other Considerations. An institution or conference, at its discretion, may prohibit a student-athlete's involvement in name, image and likeness activities based on other considerations, such as a conflict with institutional or conference values, as defined by the institution or conference. An institution or conference shall have policies that set forth the name, image and likeness activities in which student-athletes may or may not engage.**

**12.5.1.2.4 Missed Class Time. A student-athlete shall not miss class to participate in activities related to use of their name, image and likeness.**

**12.5.1.2.5 Institutional Involvement. An institution may provide information and education related to name, image and likeness activities. Neither the institution nor an institutional staff member shall be involved in the arrangement, development or promotion of the relationship between the student-athlete and an involved individual or commercial entity.**

**12.5.1.2.6 Use of Institutional Marks. A student-athlete's promotion or endorsement of a commercial product or service may include a reference to the student-athlete's involvement in intercollegiate athletics and a reference to the institution he or she attends, consistent with institutional policies applicable to any student. Institutional marks may not be used in the advertisement or promotion.**

**12.5.1.2.7 Use of Professional Service Providers. See Bylaw 12.3.**

**12.5.1.2.8 Reporting of Name, Image and Likeness Activities. A student-athlete shall report to the institution's athletics department information related to the use of his or her name, image or likeness in the advertising or promotion of a commercial product or service on an annual basis.**

[12.5.1.5 renumbered as 12.5.1.3, unchanged.]

12.5.1.64 Promotion by Third Party of Highlight Film, Videotape, Media Guide or Photographs. Any party other than the institution or a student-athlete (e.g., a distribution company) or any party hired by the institution, conference or NCAA may sell and distribute an institutional highlight film or videotape or an institutional or conference highlight film, videotape or media guide that contains the names and pictures of enrolled student-athletes or a picture of a student-athlete only if:

- (a) The institution, conference or NCAA specifically designates any agency that is authorized to receive orders for the film, videotape, media guide or photograph;**and**
- (b) The distribution company, retail store or a third party is precluded from using the name or picture of an enrolled student-athlete in any poster or other advertisement to promote the sale or distribution of the film, videotape, media guide or photograph;~~and,~~
- (c) ~~There is no indication in the makeup or wording of the advertisement that the squad members, individually or collectively, or the institution, conference or NCAA endorses the product or services of the advertiser or third party.~~

[12.5.1.7 renumbered as 12.5.1.5, unchanged.]

12.5.1.86 Olympic, Paralympic, Pan American, Parapan American, World Championships, World Cup, World University Games (Universiade) and World University Championships. A student-athlete's name or picture may be used to promote Olympic, Paralympic, Pan American, Parapan American, World Championships, World Cup, World University Games (Universiade) or World University Championships as specified in this section.

12.5.1.86.1 Sale and Distribution of Promotional Items. Promotional items (e.g., posters, postcards, film, videotapes) bearing the name or picture of a student-athlete and related to these events may be sold or distributed by the national or international sports governing body sponsoring these events or its designated third-party distributors. ~~It is not permissible for such organizations to sell player/trading cards that bear a student-athlete's name or picture. Promotional items may include a corporate sponsor's trademark or logo but not a reproduction of the product with which the business is associated. The name or picture of the student-athlete may not be used by the distribution company or retail store on any advertisement to promote the sale or distribution of the commercial item.~~

~~12.5.1.8.1.1 Corporate Sponsors. A corporate sponsor may sell a promotional item related to these events that uses the name or picture of a team but not an individual student-athlete.~~

## 12.5.2 Nonpermissible.

~~12.5.2.1 Advertisements and Promotions Following Enrollment. After becoming a student-athlete, an individual shall not be eligible for participation in intercollegiate athletics, if the individual:~~

- ~~(a) Accepts any remuneration for or permits the use of his or her name or picture to advertise, recommend or promote directly the sale or use of a commercial product or service of any kind; or~~
- ~~(b) Receives remuneration for endorsing a commercial product or service through the individual's use of such product or service.~~

~~12.5.2.1.1 Exceptions. The individual's eligibility will not be affected, provided the individual:~~

- ~~(a) Meets the conditions set forth in Bylaw 12.5.1.2; or~~
- ~~(b) Takes appropriate steps upon becoming a student-athlete to retract permission for the use of his or her name or picture and ceases receipt of any remuneration for such an arrangement.~~

~~12.5.2.1.2 Improper Use of Student-Athlete's Name or Picture. If an institution, without the student-athlete's knowledge or consent, uses or permits the use of the student-athlete's name or picture in a manner contrary to Bylaw 12.5.2.1, the violation shall be considered an institutional violation; however, the student-athlete's eligibility shall not be affected.~~

~~12.5.2.2 Use of a Student-Athlete's Name or Picture Without Knowledge or Permission. If a student-athlete's name or picture appears on commercial items (e.g., T-shirts, sweatshirts, serving trays, playing cards, posters, photographs) or is used to promote a commercial product sold by an individual or agency without the student-athlete's knowledge or permission, the student-athlete (or the institution acting on behalf of the student-athlete) is required to take steps to stop such an activity in order to retain his or her eligibility for intercollegiate athletics. Such steps are not required in cases in which a student-athlete's photograph is sold by an individual or agency (e.g., private photographer, news agency) for private use.~~

12.5.2.31 Specifically Restricted Activities. A student-athlete's involvement in promotional activities specified in this section is prohibited.

~~12.5.2.3.1 Name-the-Player Contest. A student-athlete may not permit use of his or her name or picture in a "name-the-player" contest conducted by a commercial business for the purpose of promoting that business.~~

[12.5.2.3.2 through 12.5.2.3.3 renumbered as 12.5.2.1.1 through 12.5.2.1.2, unchanged.]

~~12.5.3 Media Activities. A student-athlete may participate in media activities (e.g., appearance on radio, television, in films or stage productions or participation in writing projects) when such an appearance or participation is related in any way to athletics ability or prestige provided:~~

- ~~(a) The student-athlete is eligible academically to represent the institution at the time of appearance or participation;~~

- ~~(b) The student-athlete does not receive any remuneration for the appearance or participation in the activity;~~
- ~~(c) The student-athlete does not make any endorsement, expressed or implied, of any commercial product or service. The institution or the entity sponsoring the activity may pay the actual and necessary expenses directly related to the appearance or participation by the student-athlete in the activity; and~~
- ~~(d) The student-athlete does not miss class to participate in the activity, except for class time missed in conjunction with away-from-home competition or to participate in NCAA or conference-sponsored media activity.~~

~~12.5.3.1 Writing Activities for a Commercial Entity. It is permissible for a student-athlete to write a column in a newsletter produced by a commercial company provided the individual meets the conditions set forth in Bylaw 12.5.1.2.~~

[12.5.4 renumbered as 12.5.3, unchanged.]

**J. Bylaws:** Amend 13.2, as follows:

[Division II, Roll Call]

13.2 Offers and Inducements.

[13.2.1 through 13.2.2 unchanged.]

13.2.3 Specific Prohibitions. Specifically prohibited financial aid, benefits and arrangements include, but are not limited to, the following: [R]

[13.2.3-(a) through 13.2.3-(j) unchanged.]

- (k) Involvement of a prospective student-athlete in an institutional fundraiser or promotional activity if the prospective student-athlete has not signed a National Letter of Intent or the institution's written offer of admission and/or financial aid or the institution has not received his or her financial deposit in response to its offer of admission; ~~or~~
- (l) Educational expenses or services (e.g., tuition, fees, room and board, books, tutoring, standardized test preparatory classes); ~~or~~

**(m) An arrangement for use of a student-athlete's name, image or likeness (see Bylaws 12.4.2.1 and 12.5.1.2.1).**

[13.2.4 through 13.2.11 unchanged.]

**K. Bylaws:** Amend 13.12.2.2.1.1, as follows:

[Division II, Roll Call]

13.12.2.2.1.1 Self-Employment. A student-athlete with remaining eligibility is *not* permitted to conduct his or her own camp or clinic. **If institutional facilities are used, a student-athlete must adhere to all applicable institutional processes for facility rentals in a manner consistent for members of the general public.** [R]

**L. Bylaws:** Amend 15.2.3, as follows:

[Division II, Roll Call]

15.2.3 Employment. Earnings from a student-athlete's on- or off-campus employment that occurs at any time is exempt and is not included when determining a student-athlete's full grant-in-aid or the institution's financial aid limitations, provided:

- (a) The compensation is only for work actually performed; **and**
- (b) The compensation is at a rate commensurate with the going rate of that locality for similar services; ~~and.~~
- (c) ~~The employer shall not use the athletics reputation of a student-athlete employee to promote the sale of the employer's products or services. (See Bylaw 12.4.)~~

**M. Bylaws:** Amend 16.11.1, as follows:

[Division II, Roll Call]

16.11.1 Permissible.

[16.11.1.1 through 16.11.1.7 unchanged.]

**16.11.1.8 Fundraisers for Student-Athletes or Their Relatives. An institution, student-athletes, their relatives and their friends may organize a fundraiser for a student-athlete (or their relatives) under the following conditions: [R]**

- (a) Extreme circumstances should be extraordinary in the result of events beyond the control of the student-athlete;**
- (b) The proceeds must be designated for a specific purpose;**
- (c) The proceeds may be given directly to the beneficiaries, with receipt kept on file by the institution, which must include the amount of expenses incurred and the total amount received; and**
- (d) The excess proceeds must be given to a not-for-profit organization with the receipt kept on file by the institution.**

16.11.1.89 Miscellaneous Benefits. An institution may provide or arrange for the following benefits for a student-athlete: [R]

[16.11.1.8-(a) through 16.11.1.8-(d) renumbered as 16.11.1.9-(a) through 16.11.1.9-(d) unchanged.]

~~(e) Fundraisers for student-athletes (or their family members) under the following conditions:~~

- ~~(1) Extreme circumstances should be extraordinary in the result of events beyond the control of the student-athlete;~~
- ~~(2) The proceeds must be designated for a specific purpose;~~
- ~~(3) The proceeds may be given directly to the beneficiaries, with receipt kept on file by the institution, which must include the amount of expenses incurred and the total amount received; and~~
- ~~(4) The excess proceeds must be given to a not-for-profit organization with the receipt kept on file by the institution.~~

[16.11.1.8-(f) through 16.11.1.8-(g) relettered as 16.11.1.8-(e) through 16.11.1.8-(f) renumbered as 16.11.1.9-(f) through 16.11.1.9-(g) relettered as 16.11.1.9-(e) through 16.11.1.9-(f), unchanged.]

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

**Effective Date:** August 1, 2021

**Rationale:** This proposal would permit Division II student-athletes to benefit from the use of their name, image and likeness in a manner that is consistent with the NCAA Board of Governors' guiding principles and with the Board's direction to consider appropriate rules changes based on recommendations from the Federal and State Legislation Working Group. These recommendations fall into two categories: (1) activities related to student-athlete business activities; and (2) promotion/endorsement of third-party products and services. Student-athletes should have full use of their name, image and likeness related to their own business activities, including autographs and appearances, noting the direct tie between these activities and a student-athlete's identity. Importantly, these opportunities can occur in a manner that is consistent with the NCAA's core values, mission and principles, while prioritizing student-athlete well-being. Further, the recommended administrative framework for these legislative changes ensures that the legislation will be transparent and enforceable, in line with the Board's principles. A survey taken by more than 1,000 representatives of member institutions and conferences, including student-athletes, helped gather feedback on ways to modernize NCAA legislation to allow for student-athletes to receive compensation for their name, image and likeness. Student-athlete voices also were prioritized throughout the process.

**Frequently Asked Questions:**

**Question No. 1:** What is a name, image and likeness activity?

**Answer:** A name, image and likeness activity involves the use of a prospective and current student-athlete's name, image and likeness for promotional purposes.

**Question No. 2:** What types of name, image and likeness activities are subject to the proposal?

**Answer:** For purposes of this proposal, a name, image and likeness activity includes any promotional situation in which a prospective or current student-athlete is being compensated (e.g., cash, product or other benefit) for use of their name, image, likeness or personal appearance. Name, image and likeness activities include compensation in exchange for a prospective or current student-athlete's name, image or likeness as a product or service, such as the student-athlete's autograph, photograph or personal appearance.

<b>Examples of Name, Image and Likeness Activities</b>	
<b>Student-Athlete Businesses Activities</b>	<b>Third-Party Promotion of a Commercial Product or Service</b>
Self-employment or business ownership (providing a product or service), including examples such as music, selling sports equipment and others noted below.	Appearance in television advertisements for commercial products or services.
Providing lessons, including conducting camps, clinics and tutorials regardless of platform (e.g., live, in-person or streaming online).	Appearance in print or social media advertisements for commercial products or services.
Sale of merchandise owned by the student-athlete [including items provided by the institution for athletics	Use of a student-athlete's name or voice in audio advertisements for commercial products or services.

participation (e.g., awards, apparel no longer used by the institution)].	
Sale of autographs while not representing the institution.	Personal appearances (independent of the institution) by a student-athlete to promote commercial products or services (e.g., appearance at a commercial establishment).
Personal appearances (independent of the institution) not in promotion of commercial products or services.	Social media influencer (compensation for social media activity/posting).

**Question No. 3:** Does this proposal apply retroactively (e.g., prior to August 1, 2021)?

**Answer:** No.

**Question No. 4:** May a student-athlete miss class time to participate in name, image and likeness activities?

**Answer:** No.

**Question No. 5:** Will this proposal permit a student-athlete to use institutional marks in the promotion of their own business activities?

**Answer:** Yes; however, the student-athlete must adhere to all applicable institutional processes for use of institutional marks in a manner consistent for members of the general public.

**Question No. 6:** Will this proposal permit a student-athlete to use institutional marks in the promotion or endorsement of a third-party product or service?

**Answer:** No.



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## Eligibility

Please note that, if adopted, Division II Proposal No. 2021-2 (eligibility – freshman academic requirements and two-year college transfers – elimination of nonqualifier qualification status – access to athletics aid and practice for all incoming student-athletes) would render Proposal No. 2021-3 (eligibility – freshman academic requirements and two-year college transfers – nonqualifiers – access to athletics aid) moot. If Proposal No. 2021-2 is defeated, the Division II membership will vote on Proposal No. 2021-3.

No. 2021-2 (2-2) ELIGIBILITY – FRESHMAN ACADEMIC REQUIREMENTS AND TWO-YEAR COLLEGE TRANSFERS – ELIMINATION OF NONQUALIFIER QUALIFICATION STATUS – ACCESS TO ATHLETICS AID AND PRACTICE FOR ALL INCOMING STUDENT-ATHLETES

**Intent:** To eliminate the nonqualifier qualification status and permit an incoming student-athlete who does not meet qualifier requirements to receive athletics aid and participate in practice during their first academic year in residence.

**A. Bylaws:** Amend 13.6.6.5, as follows:

[Division II, Roll Call]

13.6.6.5 Student Host. The institution may provide the following to a student host entertaining a prospective student-athlete: [R]

[13.6.6.5-(a) through 13.6.6.5-(c) unchanged.]

[13.6.6.5.1 unchanged.]

~~13.6.6.5.2 Nonqualifier Prohibition. The student host must be enrolled in the member institution being visited by a prospective student-athlete. A nonqualifier (see Bylaw 14.02.13.3) may not serve as a student host during his or her first academic year in residence. [D]~~

[13.6.6.5.3 renumbered as 13.6.6.5.2, unchanged.]

**B. Bylaws:** Amend 14.02.13, as follows:

[Division II, Roll Call]

14.02.13 Qualification Status.

[14.02.13.1 unchanged.]

14.02.13.2 Partial Qualifier. A partial qualifier is a student who does not meet the requirements for a qualifier ~~but who has met all of the following academic requirements (see Bylaw 14.3):~~

~~(a) Graduation from high school;~~

~~(b) Successful completion of a required core curriculum consisting of a minimum number of courses in specified subjects; and~~

~~(c) Specified minimum grade-point average in the core curriculum and minimum SAT or ACT score based on the initial eligibility index for partial qualifiers (see Bylaw 14.3.1.2.1).~~

~~14.02.13.3 Nonqualifier. A nonqualifier is a student who has not graduated from high school or who, at the time specified in the regulation (see Bylaw 14.3), presented neither the core-curriculum grade-point average and SAT/ACT score required for a qualifier.~~

**C. Bylaws:** Amend 14.02.14, as follows:

[Division II, Roll Call]

14.02.14 Residence. Residence is enrollment in a full-time academic program (as defined by the institution) at a collegiate institution during a regular term of an academic year. A summer term may not be used to satisfy an academic term or year of residence. Any student-athlete (e.g., qualifier, ~~nonqualifier~~, transfer student) admitted after the 12th class day may not use that semester or quarter for the purpose of satisfying an academic term or year of residence.

[14.02.14.1 unchanged.]

**D. Bylaws:** Amend 14.1.10, as follows:

[Division II, Roll Call]

14.1.10 Eligibility for Male Students or Male Student-Athletes to Practice With Women's Teams. A male student or male student-athlete (see Bylaw 17.02.9) may engage in practice sessions with women's teams under the following conditions:

[14.1.10-(a) through 14.1.10-(d) unchanged.]

~~(e) It is not permissible for a male student or male student-athlete who is serving an academic year in residence as a nonqualifier to participate in practice sessions with a women's team. However, it is permissible for a nonrecruited, male student who is serving an academic year of residence as a nonqualifier to participate in practice sessions with a women's team.~~

[14.1.10-(f) relettered as 14.1.10-(e), unchanged.]

**E. Bylaws:** Amend 14.3, as follows:

[Division II, Roll Call]

14.3 Freshman Academic Requirements.

14.3.1 Eligibility for Financial Aid, Practice and Competition – Qualifiers, and Partial Qualifiers ~~and Nonqualifiers~~.

[14.3.1.1 unchanged.]

14.3.1.2 Partial Qualifier. A partial qualifier is defined as a student who does not meet the requirements for a qualifier (see Bylaw 14.3.1.1) ~~but who, at the time of graduation from high school, meets the requirements of the initial eligibility index for partial qualifiers set forth in Bylaw 14.3.1.2.1. A student-athlete is required to successfully complete a core curriculum of 16 academic courses as outlined in Bylaw 14.3.1.1-(a) in order to achieve partial qualifier status.~~

~~14.3.1.2.1 Initial-Eligibility Index for Partial Qualifiers. A student-athlete must meet the requirements of the following eligibility index to be certified as a partial qualifier. The SAT scores in the table apply to tests taken prior to March 1, 2016. SAT scores for tests taken on or after March 1, 2016, will be~~

evaluated based on the concordance established by the College Board (see Figure 14-3):

<b>Core GPA</b>	<b>Combined SAT</b>	<b>Sum ACT</b>	<b>Core GPA</b>	<b>Combined SAT</b>	<b>Sum ACT</b>	<b>Core GPA</b>	<b>Combined SAT</b>	<b>Sum ACT</b>
3.050								
& above	400	37	2.675	550	47	2.300	700	57
3.025	410	38	2.650	560	48	2.275	710	58
3.000	420	39	2.625	570	49	2.250	720	59
2.975	430	40	2.600	580	49	2.225	730	60
2.950	440	41	2.575	590	50	2.200	740	61
2.925	450	41	2.550	600	50	2.175	750	61
2.900	460	42	2.525	610	51	2.150	760	62
2.875	470	42	2.500	620	52	2.125	770	63
2.850	480	43	2.475	630	52	2.100	780	64
2.825	490	44	2.450	640	53	2.075	790	65
2.800	500	44	2.425	650	53	2.050	800	66
2.775	510	45	2.400	660	54	2.025	810	67
2.750	520	46	2.375	670	55	2.000	820	68
2.725	530	46	2.350	680	56		&	&
2.700	540	47	2.325	690	56		above	above

[14.3.1.2.2 through 14.3.1.2.5 renumbered as 14.3.1.2.1 through 14.3.1.2.4, unchanged.]

[14.3.1.3 through 14.3.1.5 unchanged.]

*14.3.1.6 Nonqualifier. A nonqualifier is a student who has not graduated from high school or who, at the time specified in the regulations, did not satisfy the requirements of the initial eligibility indices for qualifiers set forth in Bylaw 14.3.1.1 or partial qualifiers set forth in Bylaw 14.3.1.2.*

*14.3.1.6.1 Eligibility for Aid, Practice and Competition — Nonqualifier. A student who enrolls in a Division II institution as an entering freshman with no previous college attendance who is a nonqualifier at the time of enrollment shall not be eligible for regular-season competition and practice during the first academic year in residence. However, such a student for whom financial aid was granted without regard to athletics ability shall be eligible for nonathletics institutional financial aid, provided there is on file in the office of the athletics director certification by the faculty athletics representative and the chair of the financial aid committee that financial aid was so granted.*

*14.3.1.6.2 Practice-Session Attendance — Nonqualifier. A student-athlete who is a nonqualifier and who, therefore, is not eligible for practice may not attend any practice sessions in any capacity, nor may the student-athlete attend any meeting characterized as practice (see Bylaw 17.02.1).*

*14.3.1.6.3 Outside Competition — Nonqualifier. A nonqualifier may participate in the institution's intramural program (provided the intramural team is not coached by a member of the institution's athletics department staff), but*

~~during the first year in residence, such an individual is not permitted to practice or compete on an institutional club team or on an outside sports team.~~

~~14.3.1.6.4 Residence Requirement – Nonqualifier. A nonqualifier must fulfill an academic year of residence in order to be eligible for practice, competition and financial aid other than that permitted per Bylaw 14.3.1.6.1 (see Bylaw 14.02.14 regarding the requirements that must be met to fulfill an academic year in residence).~~

[14.3.2 unchanged.]

14.3.2.1 Participation Before Certification – Recruited and Nonrecruited Student-Athlete. If a recruited or nonrecruited student-athlete reports for athletics participation before the high school core-curriculum grade-point average and test score have been certified, the student-athlete may practice, but not compete, for a maximum of 45 days, provided the student-athlete is enrolled full time or has been accepted for enrollment as a regular full-time student. After this 45-day period, the student shall have ~~established minimum requirements~~ **been certified** as a qualifier ~~(as certified~~ by the NCAA Eligibility Center) to continue practicing or to compete, or ~~the minimum requirements~~ as a partial qualifier to continue practicing.

14.3.2.1.1 Effect of Violation. A violation of Bylaw 14.3.2.1 in which the student-athlete is subsequently certified ~~as a qualifier or partial qualifier~~ shall be considered an institutional violation per Constitution 2.8.1 but shall not affect the student-athlete's eligibility.

[14.3.2.2 through 14.3.2.4 unchanged.]

[14.3.3 through 14.3.4 unchanged.]

**F. Bylaws:** Amend 14.5.1, as follows:

[Division II, Roll Call]

14.5.1 Residence Requirement – General Principle. A student who transfers (see Bylaw 14.5.2) to a member institution from any collegiate institution is required to complete one full academic year of residence (see Bylaw 14.02.14) at the certifying institution before being eligible to compete for or to receive travel expenses from the member institution (see Bylaw 16.8.1), unless the student satisfies the applicable transfer requirements or receives an exception or waiver as set forth in this bylaw.

[14.5.1.1 unchanged.]

14.5.1.2 Outside Competition – Partial Qualifier ~~or Nonqualifier~~. A two-year college transfer student who is a ~~nonqualifier or~~ partial qualifier and does not meet the applicable transfer requirements may participate in the institution's intramural program (provided the intramural team is not coached by a member of the institution's athletics department staff), but such an individual is not permitted to practice or compete on an institution's club team or an outside sports team during the first academic year in residence. A four-year college transfer student who is a ~~nonqualifier or~~ partial qualifier and who has not completed an academic year in residence may participate in the institution's intramural program (provided the intramural team is not coached by a member of the institution's athletics department staff), but such an individual is not permitted to practice or compete on an institution's club team or an outside sports team during the first academic year in residence.

[14.5.1.3 through 14.5.1.4 unchanged.]

**G. Bylaws:** Amend 14.5.4, as follows:

[Division II, Roll Call]

14.5.4 Two-Year College Transfers. A student who transfers to a member institution from a two-year college or from a branch school that conducts an intercollegiate athletics program must complete an academic year of residence (see Bylaw 14.02.14), unless the student meets the following eligibility requirements applicable to the division of which the certifying institution is a member. (See Bylaw 14.4 for progress-toward-degree requirements for transfer student-athletes.)

[14.5.4.1 through 14.5.4.2 unchanged.]

14.5.4.3 Eligibility for Competition, Practice and Athletics Aid – All Other Qualifiers, ~~and~~ Partial Qualifiers ~~and Nonqualifiers~~. A transfer student from a two-year college is eligible for competition, practice and athletics aid during the first academic year in residence at the certifying institution, provided:

[14.5.4.3-(a) through 14.5.4.3-(c) unchanged.]

[14.5.4.3-(d) unchanged.]

[14.5.4.3.1 through 14.5.4.3.2 unchanged.]

14.5.4.3.3 Practice and Receipt of Athletics Aid – Qualifiers and Partial Qualifiers. ~~Qualifiers and partial qualifiers~~ **A two-year college transfer** who **does** not meet the requirements set forth in Bylaw 14.5.4.3 may practice and receive athletics aid (but may not compete) at the certifying institution during their first academic year in residence.

~~14.5.4.3.4 Practice and Receipt of Athletics Aid – Nonqualifier. A nonqualifier who meets the requirements set forth in Bylaw 14.5.4.3-(a) through 14.5.4.3-(c) and presented a transferable minimum grade-point average of 2.000, may practice and receive athletics aid (but may not compete) at the certifying institution during the first academic year of residence.~~

14.5.4.4 Subvarsity Competition. A transfer from a two-year college who has not met the eligibility requirements set forth in Bylaws 14.5.4.1, 14.5.4.2 or 14.5.4.3 shall be eligible to compete only at the subvarsity level at the certifying institution. Such subvarsity competition shall count as a season of competition in the sport involved. A transfer student from a two-year college who was ~~not a qualifier~~ **a partial qualifier** and who has not met the eligibility requirements set forth in Bylaws 14.5.4.1 or 14.5.4.3 shall not be eligible to compete at the subvarsity level during the first year in residence at the certifying institution. ~~However, such a student who is a nonqualifier may participate in subvarsity practice sessions, provided they are conducted separate from varsity sessions.~~

[14.5.4.5 unchanged.]

14.5.4.6 Exceptions or Waivers for Transfer From Two-Year Colleges. A transfer student from a two-year college or from a branch school that conducts an intercollegiate athletics program is not subject to the residence requirement at the certifying institution, if any one of the following conditions is met. An individual who is a partial qualifier ~~or nonqualifier~~ shall not be permitted to use the exceptions under this bylaw.

[14.5.4.6.1 through 14.5.4.6.4 unchanged.]

[14.5.4.7 unchanged.]

**H. Bylaws:** Amend 14.5.5, as follows:

[Division II, Roll Call]

14.5.5.1 General Rule. A transfer student from a four-year institution shall not be eligible for intercollegiate competition at a member institution until the student has fulfilled a residence requirement of one full academic year (two full semesters or three full quarters) at the certifying institution (see Bylaw 14.02.14).

[14.5.5.1.1 unchanged.]

14.5.5.1.2 Attendance for Less Than One Academic Year. A transfer student from a four-year institution who was a partial qualifier (as defined in Bylaw 14.02.13.2) ~~or a nonqualifier (as defined in Bylaw 14.02.13.3)~~ and who attended the four-year institution less than one full academic year shall not be eligible for competition during the first academic year of attendance at the certifying institution. Participation in practice sessions and the receipt of financial aid during the first academic year of attendance at the certifying institution by such students is governed by the provisions of Bylaw 14.3.1.2 (partial qualifiers) ~~and Bylaw 14.3.1.6 (nonqualifiers)~~.

[14.5.5.1.2.1 unchanged.]

14.5.5.2 Subvarsity Competition. A transfer student from a four-year institution who was a qualifier shall be eligible to compete immediately at the subvarsity level only at the certifying institution before meeting the transfer eligibility requirements. Such subvarsity competition shall count as a season of competition in the sport involved. A transfer student from a four-year institution who was not a qualifier shall not be eligible to compete at the subvarsity level during the first academic year in residence at the certifying institution. ~~However, such a student who is a nonqualifier may participate in subvarsity practice sessions, provided they are conducted separate from varsity practice sessions.~~

**I. Bylaws:** Amend 16.2, as follows:

[Division II, Roll Call]

16.2 Complimentary Admissions and Ticket Benefits.

[16.2.1 unchanged.]

16.2.1.2 General Regulations. Complimentary admissions shall be distributed only to persons designated by the student-athlete who have identified themselves and signed a receipt therefore. A violation of this administrative procedure shall be considered an institutional violation per Constitution 2.8.1; however, such a violation shall not affect the student-athlete's eligibility. The student-athlete's eligibility shall be affected by involvement in action contrary to the provisions of Bylaws 16.2.1.1 and 16.2.2 (e.g., receipt of more than the permissible four complimentary admissions or the sale or exchange of a complimentary admission for any item of value).

16.2.1.2.1 Partial Qualifier ~~or Nonqualifier~~. A partial qualifier ~~or nonqualifier~~ (per Bylaws 14.02.13.2 ~~and 14.02.13.3~~) may receive a complimentary admission to all of the institution's regular-season home intercollegiate athletics contests during the first academic year of residence.

[16.2.1.3 unchanged.]

[16.2.2 unchanged.]

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

**Effective Date:** August 1, 2021, for student-athletes enrolling in a Division II institution on or after August 1, 2021.

**Rationale:** This proposal would allow access to practice and athletics aid to all incoming student-athletes and two-year college transfers in their first year of enrollment, regardless of their initial-eligibility certification status. During the last six certification cycles, 97 percent of initial-eligibility waivers submitted for nonqualifiers were granted access to athletics aid and 65 percent were granted access to athletics aid and practice. Given the high percentage of approvals for athletics aid, this legislative change would allow an institution to determine whether to provide institutional athletics aid during the required academic year in residence or on transfer from a two-year college. Institutional athletics aid provided to an individual who does not meet the requirements to be a qualifier would count toward the individual limit and team maximum equivalency limits, which would eliminate any recruiting or competitive advantage. This proposal would also allow an institution to make the determination as to whether an individual who is not a qualifier should have access to practice in their first year of enrollment. Access to practice may help institutions with retention, enrollment management and a feeling of belonging for student-athletes.

#### **Frequently Asked Questions:**

**Question No. 1:** What is the current legislation regarding nonqualifiers and access to athletics aid and practice?

**Answer:** Under current legislation, a student who enrolls in a Division II institution as an entering freshman with no previous college attendance who is a nonqualifier at the time of enrollment is not eligible for competition, practice or athletics aid during the first academic year in residence. Further, a two-year college transfer that is a nonqualifier may only practice and receive athletics aid (but may not compete) during the first academic year of residence provided the requirements of NCAA Bylaw 14.5.4.3-(a) through 14.5.4.3-(c) (eligibility for competition, practice and athletics aid -- all other qualifiers, partial qualifiers and nonqualifiers) are satisfied and they present a transferrable grade-point average of 2.0.

**Question No. 2:** If this proposal is adopted, will the nonqualifier qualification status remain in the legislation?

**Answer:** No. A student-athlete would be certified as either a qualifier or partial qualifier.

**Question No. 3:** How will this proposal impact the requirements for a partial qualifier (e.g., sliding scale, core course requirements, graduation requirement)?

**Answer:** A student-athlete who does not meet the requirements for a qualifier (see Bylaw 14.3.1.1) will be certified as a partial qualifier, pending submission of necessary academic credentials. The current legislated requirements for partial qualifier under Bylaw 14.3 (freshman academic requirements) will be eliminated.

**Question No. 4:** If this proposal is adopted, will an institution be required to provide athletics aid and access to practice to a partial qualifier?

**Answer:** No. Access to practice remains an institutional decision. An institution may choose to reduce or cancel athletics aid for a partial qualifier since the student-athlete is ineligible for competition (Bylaw 15.5.4.1 – reduction or cancellation permitted).

No. 2021-3 (2-3) ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS AND TWO-YEAR COLLEGE TRANSFERS -- NONQUALIFIERS -- ACCESS TO ATHLETICS AID

**Intent:** To permit a nonqualifier to receive athletics aid during their first academic year in residence; further, to specify that a two-year college transfer who does not meet requirements for practice and competition may receive athletics aid immediately on transfer from a two-year college.

**A. Bylaws:** Amend 14.3, as follows:

[Division II, Roll Call]

14.3 Freshman Academic Requirements.

[14.3.1 unchanged.]

14.3.1.6 Nonqualifier. A nonqualifier is a student who has not graduated from high school or who, at the time specified in the regulations, did not satisfy the requirements of the initial-eligibility indices for qualifiers set forth in Bylaw 14.3.1.1 or partial qualifiers set forth in Bylaw 14.3.1.3.

14.3.1.6.1 Eligibility for Aid, Practice and Competition -- Nonqualifier. A student who enrolls in a Division II institution as an entering freshman with no previous college attendance who is a nonqualifier at the time of enrollment may receive athletics aid (see Bylaw 15.2.1) based on institutional and conference regulations, but shall not be eligible for *regular-season* competition and practice during the first academic year in residence. ~~However, such a student for whom financial aid was granted without regard to athletics ability shall be eligible for nonathletics institutional financial aid, provided there is on file in the office of the athletics director certification by the faculty athletics representative and the chair of the financial aid committee that financial aid was so granted.~~

[14.3.1.6.2 through 14.3.1.6.4 unchanged.]

[14.3.2 through 14.3.4 unchanged.]

**B. Bylaws:** Amend 14.5.4, as follows:

[Division II, Roll Call]

14.5.4 Two-Year College Transfers. A student who transfers to a member institution from a two-year college or from a branch school that conducts an intercollegiate athletics program must complete an academic year of residence (see Bylaw 14.02.14), unless the student meets the following eligibility requirements applicable to the division of which the certifying institution is a member. (See Bylaw 14.4 for progress-toward-degree requirements for transfer student-athletes.)

[14.5.4.1 through 14.5.4.3 unchanged.]

14.5.4.3.4 Practice and Receipt of Athletics Aid -- Nonqualifier. A nonqualifier ~~who meets the requirements set forth in Bylaw 14.5.4.3(a) through 14.5.4.3(c) and presented a transferable minimum grade-point~~



~~average of 2.000~~; may ~~practice and~~ receive athletics aid (but may not **practice or** compete) at the certifying institution during the first academic year of residence.

**14.5.4.3.4.1 Exception for Practice -- Nonqualifier. A nonqualifier who meets the requirements set forth in Bylaw 14.5.4.3-(a) through 14.5.4.3-(c) and presented a transferable minimum grade-point average of 2.000 may practice (but may not compete) at the certifying institution during the first academic year of residence.**

[14.5.4.4 through 14.5.4.7 unchanged.]

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

**Effective Date:** August 1, 2021, for student-athletes enrolling in a Division II institution on or after August 1, 2021.

**Rationale:** This proposal would allow access to athletics aid to all incoming student-athletes and two-year college transfers regardless of their initial-eligibility certification status. During the last six certification cycles, 97 percent of initial-eligibility waivers submitted for nonqualifiers were granted access to athletics aid at a minimum. Given the high percentage of approvals for athletics aid, this legislative change would allow an institution to determine whether to provide institutional athletics aid during the required academic year in residence or on transfer from a two-year college. Institutional athletics aid provided to a nonqualifier would count toward the individual limit and team maximum equivalency limits, which would eliminate any recruiting or competitive advantage.

#### **Frequently Asked Questions:**

**Question No. 1:** What is the current legislation regarding nonqualifiers and access to athletics aid?

**Answer:** Under current legislation, a student who enrolls in a Division II institution as an entering freshman with no previous college attendance who is a nonqualifier at the time of enrollment may not receive athletics aid during the first academic year in residence. Further, a two-year college transfer that is a nonqualifier may only practice and receive athletics aid (but may not compete) during the first academic year of residence provided the requirements of NCAA Bylaw 14.5.4.3-(a) through 14.5.4.3-(c) (eligibility for competition, practice and athletics aid -- all other qualifiers, partial qualifiers and nonqualifiers) are satisfied and they present a transferrable grade-point average of 2.0.

**Question No. 2:** If this proposal is adopted, will an entering freshman with no previous college attendance, who is a nonqualifier, have access to practice or competition?

**Answer:** No. A nonqualifier will only have access to athletics aid.

**Question No. 3:** If this proposal is adopted, may a two-year college transfer, who does not meet the requirements for practice and competition, receive athletics aid while serving an academic year in residence?

**Answer:** Yes.

**Question No. 4:** If this proposal is adopted, will institutions be required to provide nonqualifiers with athletics aid?

**Answer:** No. An institution may choose to reduce or cancel athletics aid for a nonqualifier since the student-athlete is ineligible for competition (Bylaw 15.5.4.1 -- reduction or cancellation permitted).

## Appendix A

# Emergency Legislation Adopted by the NCAA Division II Presidents Council

Pursuant to NCAA Constitution 4.3.2 and 5.3.1.1.2, the NCAA Division II Presidents Council has adopted the following emergency legislative amendments during the past year. The Presidents Council is permitted to adopt such legislation if it must respond to, or comply with, a court, alternative dispute resolution (ADR) or government order or when the Presidents Council deems it appropriate to limit or avoid NCAA liability as a result of litigation, ADR or governmental proceedings. This action will be referenced in the oral report of the Presidents Council at the 2021 Division II business session, and acceptance of the report will constitute approval of this action and incorporation in the 2021-22 NCAA Division II Manual. If a delegate objects to incorporation of the amendment, that objection should be raised at the time of the Presidents Council report. The Division II membership then will decide by majority vote of the eligible voters whether to incorporate that amendment.

### NO. EM-2021-1 NCAA MEMBERSHIP -- ACTIVE MEMBERSHIP -- CONDITIONS AND OBLIGATIONS OF MEMBERSHIP -- CONCUSSION REPORTING

**Intent:** To specify that an active member institution shall report all instances of diagnosed sport-related concussions in student-athletes and their resolutions to the NCAA on an annual basis pursuant to policies and procedures maintained by the Committee on Competitive Safeguards and Medical Aspects of Sports.

**Constitution:** Amend 3.3.4, as follows:

#### 3.3.4 Conditions and Obligations of Membership.

[3.3.4.1 through 3.3.4.17 unchanged.]

**3.3.4.18 Concussion Reporting. An active member institution shall report all instances of diagnosed sport-related concussions in student-athletes and their resolutions to the NCAA on an annual basis pursuant to policies and procedures maintained by the Committee on Competitive Safeguards and Medical Aspects of Sports. [D]**

[3.3.4.18 through 3.3.4.22 renumbered as 3.3.4.19 through 3.3.4.23, unchanged.]

**Source:** NCAA Division II Presidents Council (Management Council).

**Effective Date:** Immediate for the NCAA's establishment of a reporting process and system, and policies and procedures; institutions are required to report sport-related concussions diagnosed May 18, 2020 and thereafter, and their resolutions. Timing of reporting to be determined by CSMAS.

#### **Additional Information:**

A medical monitoring settlement in *In re: National Collegiate Athletic Association Student-Athlete Concussion Injury Litigation (Arrington Matter)* was approved August 13, 2019 with an effective date of November 18, 2019. The settlement obligates the NCAA to create a reporting process through which member institutions will report to the NCAA instances of diagnosed concussions in student-athletes and their resolutions. This proposal will establish the legislation to require institutions to

regularly report all diagnosed sport-related concussions in student-athletes and their resolutions in a manner consistent with the terms of the settlement in the Arrington Matter via a reporting process and system recommended by the Committee on Competitive Safeguards and Medical Aspects of Sports and in conjunction with the NCAA Sport Science Institute. The Committee on Competitive Safeguards and Medical Aspects of Sports will establish and maintain policies and procedures for the reporting of concussions and their resolution, including an annual deadline for submission. This reporting requirement will ensure that the NCAA and member institutions fulfill an obligation of the medical monitoring settlement and will provide further insight into the incidence and resolution of concussions involving student-athletes. The effective date (May 18, 2020) corresponds to the date by which an institution must certify compliance with applicable settlement provisions if it wishes to receive the benefit of the settlement release. The establishment of a reporting process and policies and procedures will begin immediately after adoption of this proposal. The timing of membership reporting will be determined pursuant to the policies and procedures established and maintained by the Committee on Competitive Safeguards and Medical Aspects of Sports.

NO. EM-2021-2 RECRUITING -- RECRUITING CALENDARS -- ALL SPORTS -- TEMPORARY DEAD PERIOD

**Intent:** To immediately implement a dead period in all sports until at least April 15, 2020.

**Bylaws:** Amend 13.17, as follows:

13.17 Recruiting Calendars.

[13.17.1 through 13.17.4 unchanged.]

**13.17.5 Dead Period for All Sports. The following dead periods apply to all sports:**

**(a) March 13, 2020 through at least April 15, 2020.**

**Source:** Division II Administrative Committee

**Effective Date:** Immediate, through at least April 15, 2020.

**Additional Information:**

As a result of the COVID-19 pandemic, the NCAA Board of Governors canceled all winter and spring 2020 NCAA championships and related events. Many Division II institutions implemented remote learning and cancelled spring sport seasons. Additionally, numerous states implemented travel restrictions. This temporary recruiting dead period will ensure recruiting equity by prohibiting all in-person recruiting contact, on or off campus, until at least April 15, at which time the NCAA Division II Administrative Committee will re-evaluate the end date. Institutional staff members are permitted to write or telephone a prospective student-athlete during a dead period, but cannot engage in in-person recruiting contact on or off campus.

NO. EM-2021-3 RECRUITING -- RECRUITING CALENDARS -- ALL SPORTS -- TEMPORARY DEAD PERIOD -- EXTENSION TO AT LEAST MAY 31

**Intent:** To extend the dead period in all sports until at least May 31, 2020.

**Bylaws:** Amend 13.17, as follows:

13.17 Recruiting Calendars.

[13.17.1 through 13.17.4 unchanged.]

13.17.5 Dead Period for All Sports. The following dead periods apply to all sports:

(a) March 13, 2020 through at least ~~April 15~~ **May 31**, 2020.

**Source:** Division II Administrative Committee

**Effective Date:** Immediate, through at least May 31, 2020.

**Additional Information:**

As a result of the COVID-19 pandemic, the NCAA Board of Governors canceled all winter and spring 2020 NCAA championships and related events. Many Division II institutions implemented remote learning and cancelled spring sport seasons. Additionally, numerous states implemented travel restrictions. Extending the dead period will ensure recruiting equity by prohibiting all in-person recruiting contact, on or off campus, until at least May 31, at which time the NCAA Division II Administrative Committee will re-evaluate the end date. Institutional staff members are permitted to write or telephone a prospective student-athlete during a dead period, but cannot engage in in-person recruiting contact on or off campus.

NO. EM-2021-4 RECRUITING – LETTER-OF-INTENT PROGRAMS, FINANCIAL AID AGREEMENTS – INSTITUTIONAL OR CONFERENCE LETTER-OF-INTENT PROGRAMS – PROHIBITION ON ISSUING ATHLETICS AID AGREEMENTS DURING A RECRUITING DEAD PERIOD IN ALL SPORTS

**Intent:** To specify that institutional athletics aid agreements may not be issued during the recruiting dead period in all sports.

**Bylaws:** Amend 13.9, as follows:

13.9 Letter-of-Intent Programs, Financial Aid Agreements.

[13.9.1 through 13.9.2 unchanged.]

13.9.3 Institutional or Conference Letter-of-Intent Programs. A member institution may participate in an institutional or conference athletics letter-of-intent program or issue an institutional or conference financial aid agreement during the National Letter of Intent (NLI) signing period; however, an institutional or conference letter of intent or financial aid agreement may not be issued prior to the initial NLI signing date for that sport. [D]

[13.9.3.1 through 13.9.3.2 unchanged.]

**13.9.3.3 Prohibition on Athletics Aid Agreements During the Recruiting Dead Period in All Sports. An institutional or conference financial aid agreement may not be issued during the recruiting dead period in all sports (See Bylaw 13.17.5).**

**Source:** Division II Administrative Committee

**Effective Date:** March 18, 2020

**Additional Information:**

As a result of the COVID-19 pandemic, the NCAA Board of Governors canceled all winter and spring 2020 NCAA championships and related events. Many Division II institutions implemented remote learning and canceled spring sport seasons. Additionally, numerous states implemented travel restrictions. The Division II Administrative Committee adopted a temporary recruiting dead period through at least April 15. Prohibiting the issuance of institutional athletics aid agreements during the

temporary dead period will ensure all Division II institutions are on a level playing field as it relates to issuing these agreements. While some institutions remain open, many do not have the necessary personnel on campus to issue athletics aid agreements. This prohibition will remain in effect until at least April 15, at which time the Administrative Committee will re-evaluate the status of the situation.

NO. EM-2021-5 RECRUITING – RECRUITING CALENDARS -- ALL SPORTS -- QUIET PERIOD JUNE 1 THROUGH JUNE 30, 2020

**Intent:** To implement a quiet period in all sports starting June 1 through June 30, 2020.

**Bylaws:** Amend 13.17, as follows:

13.17 Recruiting Calendars.

[13.17.1 through 13.17.4 unchanged.]

13.17.5 Dead Period for All Sports. The following dead periods apply to all sports:

(a) March 13, 2020 through ~~at least~~ May 31, 2020.

**13.17.6 Quiet Period in All Sports. The following quiet periods apply to all sports:**

**(a) June 1 through June 30, 2020.**

**Source:** Division II Administrative Committee

**Effective Date:** June 1, 2020

**Additional Information:**

As a result of the COVID-19 pandemic, the NCAA Board of Governors canceled all winter and spring 2020 NCAA championships and related events. Many Division II institutions implemented remote learning and canceled spring sport seasons. Additionally, numerous states implemented travel restrictions. The Division II Administrative Committee adopted a temporary recruiting dead period prohibiting all in-person recruiting contact, on or off campus, through May 31, 2020. Due to differences in local and state restrictions, some institutions are re-opening campuses to allow for prospective student visits. Moving to a quiet period effective June 1, 2020 will allow prospective student-athletes to visit with coaching staff members on-campus, which in turn may help with enrollment management for the 2020-21 academic year. Off-campus contact and evaluations will still be prohibited. The NCAA Division II Administrative Committee will continue to re-evaluate the end date.

NO. EM-2021-6 RECRUITING – RECRUITING CALENDARS -- ALL SPORTS -- QUIET PERIOD THROUGH JULY 31, 2020

**Intent:** To extend the quiet period in all sports through July 31, 2020.

**Bylaws:** Amend 13.17, as follows:

13.17 Recruiting Calendars.

[13.17.1 through 13.17.5 unchanged.]

13.17.6 Quiet Period in All Sports. The following quiet periods apply to all sports:

(a) June 1 through ~~June 30~~ **July 31**, 2020.

**Source:** Division II Administrative Committee

**Effective Date:** Immediate

**Additional Information:**

As a result of the COVID-19 pandemic, the NCAA Board of Governors canceled all winter and spring 2020 NCAA championships and related events. Many Division II institutions implemented remote learning and canceled spring sport seasons. Additionally, numerous states implemented travel restrictions. The Division II Administrative Committee adopted a temporary recruiting dead period prohibiting all in-person recruiting contact, on or off campus, through May 31, 2020. Due to differences in local and state restrictions, some institutions are re-opening campuses to allow for prospective student visits. Extending the quiet period through July 31, 2020 will allow prospective student-athletes to visit with coaching staff members on-campus, which in turn may help with enrollment management for the 2020-21 academic year. Off-campus contact and evaluations will still be prohibited to maintain recruiting equity across the division. The NCAA Division II Administrative Committee will continue to re-evaluate the end date.

NO. EM-2021-7 RECRUITING – RECRUITING CALENDARS – ALL SPORTS – QUIET PERIOD THROUGH AUGUST 31, 2020

**Intent:** To extend the quiet period in all sports through August 31, 2020.

**Bylaws:** Amend 13.17, as follows:

13.17 Recruiting Calendars.

[13.17.1 through 13.17.5 unchanged.]

13.17.6 Quiet Period in All Sports. The following quiet periods apply to all sports:

(a) June 1 through ~~July~~**August** 31, 2020.

**Source:** Division II Administrative Committee

**Effective Date:** Immediate

**Additional Information:**

As a result of the COVID-19 pandemic, the NCAA Board of Governors canceled all winter and spring 2020 NCAA championships and related events. Many Division II institutions implemented remote learning and canceled spring sport seasons. Additionally, numerous states implemented travel restrictions. The Division II Administrative Committee adopted a temporary recruiting dead period prohibiting all in-person recruiting contact, on or off campus, through May 31, 2020. Due to differences in local and state restrictions, some institutions are re-opening campuses to allow for prospective student visits. Extending the quiet period through August 31, 2020 will allow prospective student-athletes to visit with coaching staff members on-campus, which in turn may help with enrollment management for the 2020-21 academic year. Off-campus contact and evaluations will still be prohibited to maintain recruiting equity across the division. The NCAA Division II Administrative Committee will continue to re-evaluate the end date.

## Appendix B

# Interpretations to be Included in the 2021-22 NCAA Division II Manual

In accordance with its authority to recommend incorporation of interpretations in the next printing of the NCAA Manual, the NCAA Division II Academic Requirements Committee and the NCAA Division II Legislation Committee have recommended approved inclusion of the following interpretations in the 2021-22 Division II Manual. This will be referenced in the oral report of the Management Council to the 2021 Division II business session and acceptance of that report will constitute approval of the incorporation of these interpretations. If a delegate objects to incorporation of a particular interpretation, that objection should be raised at the time of the Management Council report. The Division II membership then will decide by majority vote of the eligible voters whether to incorporate the interpretations.

It should be noted that these interpretations already have been accepted by the membership, and the only issue concerning these interpretations that is before the Division II membership is whether they should be set forth in the 2021-22 Division II Manual and subsequent Division II Manuals. If the membership votes not to incorporate a particular interpretation into the Manual, the interpretation still will be binding on the membership; it simply will not be included in the Manual.

For each of these interpretations approved by the Management Council, the provisions of Constitution 5.4.1.4 also would apply (any Division II member to which the interpretation applies may request a review of that interpretation at the 2021 Division II business session by making such a request in writing to the Association's Convention office prior to 1 p.m. Thursday, January 14, the day preceding the Division II business session of the Convention). If an interpretation is not challenged per Constitution 5.4.1.4 and the incorporation of the interpretation into the 2021-22 Manual also is not challenged, it will appear in the 2021-22 Manual as noted.

NO. I-2021-1 ELIGIBILITY -- TRANSFER REGULATIONS -- TWO-YEAR COLLEGE TRANSFERS -- TWO-YEAR COLLEGE TRANSFER REGULATIONS -- RETURN TO ORIGINAL INSTITUTION AFTER COMPLETION OF TWO-YEAR COLLEGE TRANSFER REQUIREMENTS

**A. Bylaws:** Amend 14.5.4.5, as follows:

14.5.4.5 Two-Year College Transfer Regulations. The following regulations shall be applied in administering the eligibility requirements for two-year college transfers.

[14.5.4.5.1 through 14.5.4.5.5 unchanged.]

**14.5.4.5.6 Transfer to Original Institution After Completion of Two-Year College Transfer Requirements. A student-athlete with a previous progress-toward-degree deficiency who transfers to the four-year college from which he or she transferred to the two-year college may be immediately eligible upon returning to the certifying institution provided the student-athlete has met the two-year college transfer requirements prior to participation.**

[14.5.4.5.6 through 14.5.4.5.7 renumbered as 14.5.4.5.7 through 14.5.4.5.8, unchanged.]



**B. Bylaws:** Amend 14.5.4.6.4, as follows:

14.5.4.6.4 Return to Original Institution Exception. The student returns to the four-year college from which he or she transferred to the two-year college, provided the student did not have an unfulfilled residence requirement at the time of the transfer from the four-year college. The amount of time originally spent in residence at the first four-year college may be used by the student in completing the unfulfilled residence requirement at that institution. The student must satisfy all progress-toward-degree requirements the student triggered during his or her previous enrollment at the certifying institution (e.g., annual credit-hour requirement) before being eligible for competition. **(See Bylaw 14.5.4.5.6).**

**Source:** NCAA Division II Academic Requirements Committee

**Effective Date:** Immediate

**Additional Information:**

Incorporating the October 21, 2019, official interpretation will clarify that if a student-athlete had a progress-toward-degree deficiency at his or her original institution and then returns to that institution, the deficiency does not have to be rectified prior to participation provided the student-athlete has satisfied the two-year college transfer requirements.

NO. I-2021-2 ELIGIBILITY -- TRANSFER REGULATIONS -- TWO-YEAR COLLEGE TRANSFERS -- ELIGIBILITY FOR COMPETITION, PRACTICE, AND ATHLETICS AID - GRADUATION FROM TWO-YEAR COLLEGE -- APPLICATION -- ASSOCIATE DEGREE REQUIREMENT

**Bylaws:** Amend 14.5.4.1, as follows:

14.5.4.1 Eligibility for Competition, Practice and Athletics Aid -- Graduation From Two-Year College. A transfer student from a two-year college who has graduated from the two-year college is eligible for competition, practice and athletics aid during the first academic year in residence, provided:

[14.5.4.1-(a) through 14.5.4.1-(b) unchanged.]

14.5.4.1.1 Application. *If a two-year college transfer has never attended a four-year college as a full-time student, then the full-time semester(s)/quarter(s) and academic degree(s) from any two-year college(s) attended shall be considered.*

**(a) Transfer Never Attended a Four-Year Institution as a Full-Time Student. If a two-year college transfer has never attended a four-year institution as a full-time student, then the full-time semester(s)/quarter(s) and academic degree(s) from any two-year college(s) attended shall be considered.**

**(b) Transfer Previously Attended a Four-Year Institution as a Full-Time Student. If a two-year college transfer has previously attended a four-year institution as a full-time student during his or her academic career, then only the full-time semester(s)/quarter(s) and academic degree(s) earned at the two-year college(s) after the last full-time enrollment at a four-year college (e.g., '2-4-2-4 transfer') shall be considered for purposes of meeting the requirements of Bylaw 14.5.4.1.**

14.5.4.1.2 Exception -- Previous Four-Year College Attendance -- Graduation After One Semester or Quarter. A student who transfers from a four-year college to a two-year college and then to the certifying institution is eligible for competition,

practice and athletics aid during his or her first year at the certifying institution, provided the student:

[14.5.4.1.2-(a) through 14.5.4.1.2-(b) unchanged.]

**Source:** NCAA Division II Academic Requirements Committee

**Effective Date:** Immediate

**Additional Information:**

Incorporating the September 12, 2019, official interpretation into the manual will clarify the application of the two-year college transfer legislation for student-athletes who have earned an associate degree and have previously attended a four-year institution as a full-time student during their academic career.

NO. I-2021-3 ELIGIBILITY -- PROGRESS-TOWARD-DEGREE REQUIREMENTS -- ELIGIBILITY FOR COMPETITION -- EXCEPTIONS TO PROGRESS-TOWARD-DEGREE REQUIREMENTS -- MISSED TERM EXCEPTION -- APPLICATION OF MISSED TERM EXCEPTION

**Bylaws:** Amend 14.4.3.8, as follows:

14.4.3.8 Exceptions to Progress-Toward-Degree Requirements.

14.4.3.8.1 Missed Term Exception. One time during a student-athlete's entire period of collegiate enrollment, the provisions of Bylaws 14.4.3.3 and 14.4.3.4 may be adjusted to require completion of 12 hours per term of actual attendance, if the student-athlete misses a complete term or consecutive terms during an academic year, subject to the following conditions:

**(a) The student-athlete did not attend class during a regular academic term while enrolled in a full-time program of studies;**

**(a b)** The student-athlete engaged in no outside competition in the sport during the academic term or terms in which the student was not in attendance;

**(b c)** The student-athlete was eligible for enrollment during the student's absence; and

**(e d)** At the time of certification, the student-athlete has fulfilled the progress-toward-degree requirements (per Bylaws 14.4.3.2, 14.4.3.3 and 14.4.3.4) for the terms in which the student was in attendance. It is not permissible to use this one-time exception during the first academic year in residence at the certifying institution in order to maintain eligibility during the second year in residence. Hours earned while enrolled as a part-time student during the "missed term" may not be counted in meeting the progress-toward-degree requirement.

[14.4.3.8.2 through 14.4.3.8.5 unchanged.]

**Source:** NCAA Division II Academic Requirements Committee

**Effective Date:** Immediate

**Additional Information:**

Incorporating the December 17, 2019, official interpretation will clarify that if a student-athlete is officially registered in a full-time program of studies in a regular

term and attends the first day of classes, the missed term exception does not apply to that term.

## Appendix C

# Noncontroversial Legislation Adopted by the NCAA Division II Management Council

Pursuant to NCAA Constitution 4.3.2-(e) and 5.3.1.1.1, the NCAA Division II Management Council has adopted the following noncontroversial legislative amendments during the past year. The Presidents Council, or an entity designated by the Presidents Council (the Management Council), is permitted to adopt such legislation if it is noncontroversial and necessary in the normal and orderly administration of the Association's legislation. These actions will be referenced in the oral report of the Management Council at the 2021 Division II business session, and acceptance of the report will constitute approval of these actions and incorporation in the 2021-22 NCAA Division II Manual. If a delegate objects to incorporation of a particular amendment, that objection should be raised at the time of the Management Council report. The Division II membership then will decide by majority vote of the eligible voters whether to incorporate that amendment.

### NO. NC-2021-1 VARIOUS BYLAWS -- UNITED STATES OLYMPIC AND PARALYMPIC COMMITTEE NAME CHANGE

**Intent:** To specify that legislation applicable to the Olympic Games and Olympic teams and athletes shall apply to the Paralympic Games and Paralympic teams and athletes; further, to specify that legislation applicable to the Pan American Games shall apply to the Parapan American Games.

**A. Bylaws:** Amend 12.1.3, as follows:

12.1.3 Permissible -- Following Initial Full-Time Collegiate Enrollment. Following initial full-time collegiate enrollment, participation in the following activities and receipt of the following benefits will not jeopardize the amateur status of an individual:

[12.1.3-(a) unchanged.]

- (1) The U.S. Olympic **and Paralympic** Committee or the U.S. national governing body (or, for international individuals, expenses awarded by the equivalent organization of a foreign country), in accordance with the applicable conditions set forth in Bylaw 15.2.2.4;

[12.1.3-(a)-(2) through 12.1.3-(a)-(3) unchanged.]

[12.1.3-(b) through 12.1.3-(h) unchanged.]

- (1) Funds that are administered by the U.S. Olympic **and Paralympic** Committee pursuant to its Operation Gold Program;
- (2) Incentive Programs for International Athletes. An international prospective student-athlete or international student-athlete may accept funds from his or her country's national Olympic governing body (equivalent to the U.S. Olympic **and Paralympic** Committee) based on place finish in one event per year that is designated as the highest level of international competition for the year by the governing body;
- (3) Comprehensive benefits of the USOG U.S. Olympic and Paralympic Committee Elite Athlete Health Insurance Program;

- (4) Actual and necessary expenses [including grants but not prize money, whereby the recipient has qualified for the grant based on his or her performance in a specific event(s)] to cover developmental training, coaching, facility usage, equipment, apparel, supplies, comprehensive health insurance, travel, room and board without jeopardizing the individual's eligibility for intercollegiate athletics, provided such expenses are approved and provided directly by the U.S. Olympic and Paralympic Committee (*USOC*), the appropriate national governing body in the sport (or, for international individuals, the equivalent organization of that nation) or a governmental entity;

[12.1.3-(h)-(5) unchanged.]

- (6) Actual and necessary expenses to participate in Olympic tours or exhibitions from a sponsor other than the U.S. Olympic and Paralympic Committee (*USOC*), national governing body or nonprofessional organizations sponsoring the event, provided that the student-athlete does not miss class time and the exhibition does not conflict with dates of institutional competition; or
- (7) Receipt of commemorative items incidental to participation in the Olympic Games, Paralympic Games, World University Games (Universiade), World University Championships, Pan American Games, Parapan American Games, World Championships and World Cup events through the applicable national governing body. These benefits may include any and all apparel, leisure wear, footwear and other items that are provided to all athletes participating in the applicable event.

**B. Bylaws:** Amend 12.2.3.2, as follows:

12.2.3.2 Competition With Professionals. Following initial full-time collegiate enrollment, an individual shall not be eligible for intercollegiate athletics in a sport, if the individual competed on a professional athletics team (per Bylaw 12.02.6) in that sport. However, an individual may compete on a tennis, golf, two-person beach volleyball or two-person synchronized diving team(s) with persons who are competing for cash or a comparable prize, provided the individual does not receive payment of any kind for such participation.

[12.2.3.2.1 unchanged.]

12.2.3.2.2 Exception – Olympic, Paralympic /or National Teams. It is permissible for an individual (prospective student-athlete or student-athlete) to participate on Olympic, Paralympic or national teams that are competing for prize money or are being compensated by the governing body to participate in a specific event, provided the individual does not accept prize money or any other compensation (other than actual or necessary expenses).

[12.2.3.2.3 through 12.2.3.2.4 unchanged.]

**C. Bylaws:** Amend 12.5.1.1.5, as follows:

12.5.1.1.5 Distribution of Institutional Noncommercial Items through Commercial Outlets. A member institution may distribute noncommercial items (items not for sale) at commercial establishments, provided the institution generally distributes such items to other commercial establishments in the community and the distribution of the items does not require the recipient to make a purchase at the commercial establishment.

12.5.1.1.5.1 Exception -- Olympic, **Paralympic** ~~/or~~ National Team. A national governing body may sell player/trading cards that bear the name or picture of a student-athlete who is a member of the Olympic, **Paralympic**/~~or~~ national team in that sport, provided all of the funds generated through the sale of such cards are deposited directly with the applicable Olympic, **Paralympic**/~~or~~ national team.

**D. Bylaws:** Amend 12.5.1.8, as follows:

12.5.1.8 Olympic, **Paralympic**, Pan American, **Parapan American**, World Championships, World Cup, World University Games (Universiade) and World University Championships. A student-athlete's name or picture may be used to promote Olympic, **Paralympic**, Pan American, **Parapan American**, World Championships, World Cup, World University Games (Universiade) or World University Championships as specified in this section.

[12.5.1.8.1 unchanged.]

**E. Bylaws:** Amend 13.10.2.3, as follows:

13.10.2.3 Announcer for High School Broadcast. A member of an institution's coaching staff and conference office personnel may not serve as an announcer or commentator for a high school, college-preparatory school or two-year college contest, or appear (in person or by means of film, audiotape or videotape) on a radio or television broadcast of such contest in the staff member's sport during any time that the staff member is under contract with the member institution. This restriction does not apply to contests involving national teams in which prospective student-athletes may be participants, including the Olympic ~~or~~ **Paralympic** Games. [D]

**F. Bylaws:** Amend 13.17.4.1, as follows:

13.17.4.1 National Letter of Intent Signing Date. The period 48 hours before 7 a.m. on the date for signing the National Letter of Intent in the applicable sport.

13.17.4.1.1 Exception -- U.S. Diving National Championships. When the dead period for recruiting occurs during the U.S. Diving National Championships, it shall be permissible to observe prospective student-athletes participating in that event.

13.17.4.1.2 Exception -- North American Cup Fencing Championship. During any year in which the National Letter of Intent signing date dead period occurs during the North American Cup Fencing Championship, it shall be permissible for authorized coaching staff members to observe prospective student-athletes participating in that event.

13.17.4.1.3 Exception -- Junior Olympic ~~or~~ **Paralympic** Rifle Championships. During any year in which the National Letter of Intent signing date dead period occurs during the Junior Olympic ~~or~~ **Paralympic** Rifle Championships, it shall be permissible for authorized coaching staff members to observe prospective student-athletes participating in that event.

**G. Bylaws:** Amend 14.02.11, as follows:

14.02.11 National Team. A national team is one selected, organized and sponsored by the appropriate national governing bodies of the U.S. Olympic ~~and~~ **Paralympic** Committee (or, for student-athletes representing another nation, the equivalent organization of that nation, or, for student-athletes competing in a non-Olympic ~~or~~ **Paralympic** sport, the equivalent organization of that sport). The selection for such a team shall be made on a national qualification basis, either through a defined selective process or by actual tryouts, publicly announced in advance. In addition, the

international competition in question shall require that the entrants officially represent their respective nations, although it is not necessary to require team scoring by nation.

**H. Bylaws:** Amend 14.1.7.1.8.3, as follows:

14.1.7.1.8.3 Practice or Competition – Olympic, **Paralympic**, Pan American, **Parapan American**, World Championships, World Cup, World University Games (Universiade), World University Championships or World Youth Championships. The Academic Requirements Committee may waive the minimum full-time enrollment requirement for any participant in the junior or elite levels of the Olympic, **Paralympic**, Pan American, **Parapan American**, World Championships, World Cup, World University Games (Universiade), World University Championships or World Youth Championships who, because of such participation, may lose eligibility for practice or competition in any sport.

**I. Bylaws:** Amend 14.1.7.1.8.4, as follows:

14.1.7.1.8.4 Practice – U.S. Olympic **and Paralympic** Committee/National Governing Body – Individual Sports or Rowing. A student-athlete with eligibility remaining who is not enrolled or who is enrolled in less than a minimum full-time program of studies or a former student-athlete who has graduated and has no eligibility remaining, may participate on a regular basis in organized practice sessions that involve an individual sport or rowing, provided the following conditions are met:

[14.1.7.1.8.4-(a) unchanged.]

(b) The U.S. Olympic **and Paralympic** Committee or national governing body in the sport has recommended the individual's participation;

[14.1.7.1.8.4-(c) unchanged.]

(d) In the case of a student-athlete with NCAA eligibility remaining in the sport, such participation occurs only during the academic year immediately before the Olympic **or Paralympic** Games; and

(e) In the case of a former student-athlete, such participation shall be limited to the number of years that allows the individual to practice with the institution's team in preparation for two consecutive Olympic **or Paralympic** Games following exhaustion of eligibility or completion of degree, whichever is earlier. A student-athlete who has not graduated must be enrolled (full or part time) and making progress toward a degree.

**J. Bylaws:** Amend 14.1.7.1.8.5, as follows:

14.1.7.1.8.5 Practice – U.S. Olympic **and Paralympic** Committee/National Governing Body – Team Sports. A student-athlete with eligibility remaining who is not enrolled or who is enrolled in less than a minimum full-time program of studies or a former student-athlete who has graduated and has no eligibility remaining, may participate on a regular basis in organized practice sessions that involve a team sport, provided the following conditions are met:

[14.1.7.1.8.5-(a) unchanged.]

(b) The U.S. Olympic **and Paralympic** Committee or national governing body in the sport has recommended the individual's participation;

[14.1.7.1.8.5-(c) unchanged.]

(d) The participation occurs only during the academic year immediately before the Olympic **or Paralympic** Games; and

- (e) In the case of a former student-athlete, such participation shall be limited to the number of years that allows the individual to practice with the institution's team in preparation for two consecutive Olympic **or Paralympic** Games following exhaustion of eligibility or completion of degree, whichever is earlier. A student-athlete who has not graduated must be enrolled (full or part time) and making progress toward a degree.

[14.1.7.1.8.5.1 unchanged.]

**K. Bylaws:** Amend 14.2.4.2.2, as follows:

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 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 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 14.2.4.2.

14.2.4.2.2.2 National/International Competition Exception. For a maximum of one year, participation in organized competition per Bylaw 14.2.4.2.1.2 shall be excepted if the competition is national or international competition that includes participation in:

- (a) Official Pan American, **Parapan American**, World Championships, World Cup, World University Games (Universiade), World University Championships ~~and~~, Olympic **and Paralympic** training, tryouts and competition or junior level equivalents (e.g., Youth Olympic, **Youth Paralympic**, U20 World Cup, junior national teams);
- (b) Officially recognized training and competition directly qualifying participants for final Olympic **or Paralympic** tryouts or junior level equivalents (e.g., Youth Olympic, **Youth Paralympic**, U20 World Cup, junior national teams); or
- (c) Official tryouts and competition involving national teams sponsored by the appropriate national governing bodies of the U.S. Olympic **and Paralympic** Committee (or, for student-athletes representing another nation, the equivalent organization of that nation, or, for student-athletes competing in a non-Olympic **or Paralympic** sport, the equivalent organization of that sport) or junior level equivalents (e.g., Youth Olympic, **Youth Paralympic**, U20 World Cup, junior national teams).

14.2.4.2.2.3 Skiing Exception. For a maximum of two years, participation in organized competition per Bylaw 14.2.4.2.1.2 shall be excepted in skiing when such participation is part of competition sanctioned by the U.S. Skiing Association and its international counterparts.

14.2.4.2.2.4 Men's Ice Hockey Exception. In men's ice hockey, for a maximum of two years, participation in organized competition per Bylaw 14.2.4.2.1.2 shall be excepted.



14.2.4.2.2.4.1 Major Junior Ice Hockey – Men's Ice Hockey. An individual who participates on a Major Junior men's ice hockey team shall use a season of intercollegiate competition for each consecutive 12-month period in which the individual participates, regardless of when such participation occurs. The individual shall fulfill an academic year of residence (see Bylaw 14.2.4.2.1.3) before being eligible to represent the institution in intercollegiate competition in men's ice hockey.

**L. Bylaws:** Amend 14.4.3.9, as follows:

14.4.3.9 Waivers of Progress-Toward-Degree Requirements. The Academic Requirements Committee shall establish appropriate criteria for waivers of this legislation. Such waivers shall be administered by the conference members of the Association or, in the case of an independent institution, by the Academic Requirements Committee. Waivers of the progress-toward-degree requirements may be granted under the following conditions:

14.4.3.9.1 Medical Absence Waiver. The credit hours required under the progress-toward-degree regulations of Bylaws 14.4.3.2, 14.4.3.3 and 14.4.3.4 may be adjusted to require completion of 12 units per term of actual attendance during an academic year in which a student misses a term or is unable to complete a term as a full-time student as a result of an injury or illness. Such an exception may be granted only when circumstances clearly supported by appropriate medical documentation establish that a student-athlete is unable to attend a collegiate institution as a full-time student as a result of an incapacitating physical injury or illness involving the student-athlete or a member of the student-athlete's immediate family. Credits earned by the student-athlete during the term to which the waiver applies may not be used in determining progress toward degree. A Division II conference office has the authority to administer medical absence waivers for terms that occurred at an NCAA institution prior to a student-athlete's enrollment at a member institution within the conference.

14.4.3.9.2 International Competition Waiver. The credit hours required under the progress-toward-degree regulations of Bylaws 14.4.3.2, 14.4.3.3 and 14.4.3.4 may be adjusted to require completion of 12 hours per term of actual attendance during an academic year in which a student is not enrolled for a term or terms or is unable to complete a term as a result of participation in the Pan American, Parapan American, Olympic, Paralympic, World Championships, World Cup, World University Games (Universiade) or World University Championships (including final Olympic or Paralympic tryouts and the officially recognized training program that directly qualifies participants for those tryouts). This waiver provision may be applied to not more than two semesters or three quarters.

**M. Bylaws:** Amend 14.4.3.10, as follows:

14.4.3.10 Olympic or Paralympic Games Waiver. The Academic Requirements Committee may waive the progress-toward-degree requirements for any participant in the Olympic or Paralympic Games who, because of such participation, may lose eligibility for practice and competition in any sport.

**N. Bylaws:** Amend 14.7.5.1, as follows:

14.7.5.1 In All Sports:

[14.7.5.1-(a) unchanged.]

- (b) Olympic **or Paralympic** Games. A student-athlete may participate in the official Olympic **or Paralympic** Games, in final tryouts that directly qualify competitors for the Olympic **or Paralympic** Games and in officially recognized competition directly qualifying participants for final Olympic **or Paralympic** Games tryouts.
- (c) Official Pan American **or Parapan American** Games Tryouts and Competition. A student-athlete may participate in official Pan American **or Parapan American** Games tryouts and competition, including junior-level tryouts and competition.
- (d) U.S. National Teams. A student-athlete may participate in official tryouts and competition involving national teams sponsored by the appropriate national governing bodies of the U.S. Olympic **and Paralympic** Committee (or, for the student-athletes representing another nation, the equivalent organization of that nation or, for student-athletes competing in a non-Olympic **or Paralympic** sport, the equivalent organization of that sport).

[14.7.5.1-(e) through 14.7.5.1-(f) unchanged.]

**O. Bylaws:** Amend 14.7.5.3, as follows:

14.7.5.3 National-Team Criteria. A national team shall meet the following criteria:

- (a) It is designated by the U.S. Olympic **and Paralympic** Committee, national governing body or other organization recognized by the U.S. Olympic **and Paralympic** Committee (or, for student-athletes representing another nation, the equivalent organization of that nation, or, for student-athletes competing in a non-Olympic **or Paralympic** sport, the equivalent organization in that sport);

[14.7.5.3-(b) through 14.7.5.3-(c) unchanged.]

**P. Bylaws:** Amend 15.2.2.4, as follows:

15.2.2.4 Educational Expenses – U.S. Olympic **and Paralympic** Committee or U.S. National Governing Body. A student-athlete may receive educational expenses awarded by the U.S. Olympic **and Paralympic** Committee or a U.S. national governing body (or, for international student-athletes, expenses awarded by the equivalent organizations of a foreign country). The amount of the financial assistance shall be subject to the following limitations:

[15.2.2.4-(a) unchanged.]

- (b) The recipient's choice of institutions shall not be restricted by the U.S. Olympic **and Paralympic** Committee, a U.S. national governing body (or, for international student-athletes, expenses awarded by the equivalent organization of a foreign country); and

[15.2.2.4-(c) unchanged.]

15.2.2.4.1 Operation Gold Grant. Funds administered by the U.S. Olympic **and Paralympic** Committee pursuant to its Operation Gold Grant Program shall not be included when determining the permissible amount of a full grant-in-aid for a student-athlete.

**Q. Bylaws:** Amend 16.1.1, as follows:

16.1.1 Application of Awards Legislation.

[16.1.1.1 through 16.1.1.4 unchanged.]

16.1.1.5 Olympic **or Paralympic** Games. It is permissible for a student-athlete to receive a nonmonetary award associated with participation in the Olympic **or Paralympic** Games at any time regardless of when the Games are held or whether the student-athlete is enrolled as a regular student during the academic year.

**R. Bylaws:** Amend 16.1.6, as follows:

16.1.6 Expenses to Receive Noninstitutional Awards. A conference, an institution, the U.S. Olympic **and Paralympic** Committee (or the international equivalent), a national governing body or the awarding agency may provide actual and necessary expenses for a student-athlete to receive a noninstitutional award or recognition for athletics or academic accomplishments. The conference, institution and other permissible entities may also provide actual and necessary expenses for up to two of the student-athlete's relatives or legal guardians to attend the recognition event or awards presentation. [R]

**S. Bylaws:** Amend 16.3.1.1, as follows:

16.3.1.1 Coaching and/or Athletics Administration Career Educational Programs. An institution or conference may provide actual and necessary expenses to a student-athlete to attend a coaching and/or athletics administration career educational program (e.g., Women's Basketball Coaches Association – So You Want To Be A Coach, Black Women in Sports Foundation – Next Step Program, U.S. Olympic **and Paralympic** Committee – Minority/Women in Coaching Leadership). [R]

**T. Bylaws:** Amend 16.6.1.4, as follows:

16.6.1.4 Family Travel to Olympic **or Paralympic** Games. A commercial company (other than a professional sports organization) or members of the local community may provide actual and necessary expenses for a student-athlete's relatives or legal guardians to attend the Olympic **or Paralympic** Games in which the student-athlete will participate. In addition, relatives or legal guardians of student-athletes may receive nonmonetary benefits provided to the family members of all Olympic **or Paralympic** team members in conjunction with participation in the Olympic **or Paralympic** Games. [R]

**U. Bylaws:** Amend 16.8.1.2, as follows:

16.8.1.2 Other Competition. During an academic year in which a student-athlete is eligible to represent an institution in athletics competition (or in the next summer), an institution may provide actual and necessary expenses related to participation in the following activities: [R]

[16.8.1.2-(a) unchanged.]

(b) One qualifying competition event per academic year for the Olympic, **Paralympic**, Pan American, **Parapan American**, World Championships, World Youth Championships, World Cup, World University Games (Universiade) and World University Championships;

(c) National team tryout competition events, including events from which participants are selected for another tier of tryout competition or events from which final selections are made for the national team that will participate in the Olympic Games, **Paralympic Games**, Pan American Games, **Parapan American Games**, World Championships, World Cup, World University Games (Universiade) and World University Championships; and

[16.8.1.2-(d) unchanged.]

[16.8.1.2.1 unchanged.]

**V. Bylaws:** Amend 17.2.10.1.2.2, as follows:

17.2.10.1.2.2 Olympic, **Paralympic** and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**W. Bylaws:** Amend 17.3.9.2, as follows:

17.3.9.2 Maximum Number of Student-Athletes on Outside Team. Following is the maximum number of student-athletes from the same member institution with eligibility remaining who may compete on an outside team:

[17.3.9.2-(a) through 17.3.9.2-(b) unchanged.]

(c) Olympic, **Paralympic** and national team development programs and competition -  
No limitations.

[17.3.9.2-(d) unchanged.]

**X. Bylaws:** Amend 17.4.10.1.2.2, as follows:

17.4.10.1.2.2 Olympic, **Paralympic** and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**Y. Bylaws:** Amend 17.5.8.1.2.2, as follows:

17.5.8.1.2.2 Olympic, **Paralympic** and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**Z. Bylaws:** Amend 17.6.10.1.2.2, as follows:

17.6.10.1.2.2 Olympic, **Paralympic** and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**AA. Bylaws:** Amend 17.7.9.1.2.2, as follows:

17.7.9.1.2.2 Olympic, **Paralympic** and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**BB. Bylaws:** Amend 17.8.9.1.2.2, as follows:

17.8.9.1.2.2 Olympic, **Paralympic** and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**CC. Bylaws:** Amend 17.9.10.1.2.2, as follows:

17.9.10.1.2.2 Olympic, **Paralympic** and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may

participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**DD. Bylaws:** Amend 17.11.10.1.2.2, as follows:

17.11.10.1.2.2 Olympic, **Paralympic** and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**EE. Bylaws:** Amend 17.12.9.1.2.2, as follows:

17.12.9.1.2.2 Olympic, **Paralympic** and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**FF. Bylaws:** Amend 17.13.8.1.2.2, as follows:

17.13.8.1.2.2 Olympic, **Paralympic** and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**GG. Bylaws:** Amend 17.14.10.1.2.2, as follows:

17.14.10.1.2.2 Olympic, **Paralympic** and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**HH. Bylaws:** Amend 17.15.9.1.2.2, as follows:

17.15.9.1.2.2 Olympic, **Paralympic** and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**II. Bylaws:** Amend 17.16.11.1.2.2, as follows:

17.16.11.1.2.2 Olympic, **Paralympic** and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**JJ. Bylaws:** Amend 17.17.8.1.2.2, as follows:

17.17.8.1.2.2 Olympic, **Paralympic** and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution, provided:

[17.17.8.1.2.2-(a) through 17.17.8.1.2.2-(c) unchanged.]

**KK. Bylaws:** Amend 17.18.9.1.2.2, as follows:

17.18.9.1.2.2 Olympic, **Paralympic** and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may

participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**LL. Bylaws:** Amend 17.19.10.1.2.2, as follows:

17.19.10.1.2.2 Olympic, **Paralympic** and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**MM. Bylaws:** Amend 17.20.10.1.2.2, as follows:

17.20.10.1.2.2 Olympic, **Paralympic** and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**NN. Bylaws:** Amend 17.21.10.1.2.2, as follows:

17.21.10.1.2.2 Olympic, **Paralympic** and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**OO. Bylaws:** Amend 17.22.10.1.2.2, as follows:

17.22.10.1.2.2 Olympic, **Paralympic** and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**PP. Bylaws:** Amend 17.23.10.1.2.2, as follows:

17.23.10.1.2.2 Olympic, **Paralympic** and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**QQ. Bylaws:** Amend 17.24.9.1.2.2, as follows:

17.24.9.1.2.2 Olympic, **Paralympic** and National Team Development Program. *Olympic and National Team Development Program*. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution, provided:

[17.24.9.1.2.2-(a) through 17.24.9.1.2.2-(c) unchanged.]

**RR. Bylaws:** Amend 17.25.1.8.1.2.2, as follows:

17.25.1.8.1.2.2 Olympic, **Paralympic** and National Team Development Program – Men. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**SS. Bylaws:** Amend 17.25.2.10.1.2.2, as follows:

17.25.2.10.1.2.2 Olympic, **Paralympic** and National Team Development Program – Women. There are no limits on the number of student-athletes from the same

institution who may participate in Olympic, Paralympic and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**TT. Bylaws:** Amend 17.26.9.1.2.2, as follows:

17.26.9.1.2.2 Olympic, Paralympic and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, Paralympic and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**UU. Bylaws:** Amend 17.27.10.1.2.2, as follows:

17.27.10.1.2.2 Olympic, Paralympic and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, Paralympic and national team development programs. Such programs may also include a coach and student-athlete from the same institution.

**VV. Bylaws:** Amend 21.2.5, as follows:

21.2.5.2 Duties. The committee shall:

(a) Act as a liaison between the Association, the U.S. Olympic and Paralympic Committee and national governing bodies; and

[21.2.5.2-(b) unchanged.]

**WW. Administrative:** Amend 31.1.6.2, as follows:

31.1.6.2 Non-NCAA Rules, Women's Sports. In those women's sports in which the Association does not publish rules, the NCAA championships shall be conducted according to the following, except where those rules are superseded by modifications recommended by the appropriate governing sports committee and approved by the Playing Rules Oversight Panel (see Bylaw 18.6):

[31.1.6.2-(a) through 31.1.6.2-(c) unchanged.]

(d) Gymnastics -- USA Gymnastics Junior Olympic and Paralympic Women's Code of Points (Level 10 Rules);

[31.1.6.2-(e) through 31.1.6.2-(h) unchanged.]

**XX. Administrative:** Amend 31.7.2.3, as follows:

31.7.2.3 Prohibition Against Funding Olympics and Paralympics. Income from the Association's championships shall not be allocated to the Olympic and Paralympic fund.

**Source:** NCAA Division II Management Council (Olympic Sports Liaison Committee).

**Effective Date:** August 1, 2020

**Additional Information:**

In June 2019, the United States Olympic Committee announced that it had formally changed its name to the United States Olympic and Paralympic Committee to further support and include Paralympic athletes. The Olympic Sports Liaison Committee recommends legislative changes to support and include Paralympic athletes in a similar manner. Currently, there is no reference to the Paralympics or Paralympic

athletes in NCAA legislation. The changes would make clear that NCAA rules, waivers and opportunities are afforded to both Olympic and Paralympic student-athletes.

NO. NC-2021-2 ELIGIBILITY -- TRANSFER REGULATIONS -- CONDITIONS AFFECTING TRANSFER STATUS -- ATTENDANCE AT A BRANCH SCHOOL OR SECOND CAMPUS THAT CONDUCTS AN INTERCOLLEGIATE ATHLETICS PROGRAM

**Intent:** To specify that a student will trigger transfer status if he or she enrolled at a branch school or second campus of an institution that conducted an intercollegiate athletics program and transfers to any institution, including the parent institution.

**A. Bylaws:** Amend 14.5.2, as follows:

14.5.2 Conditions Affecting Transfer Status. A transfer student is an individual who transfers from a collegiate institution after having met any one of the following conditions at that institution:

[14.5.2-(a) through 14.5.2-(c) unchanged.]

(d) The student attended a branch school that conducted an intercollegiate athletics program and transfers to any institution ~~other than~~, **including** the parent institution;

**(e) The student attended a second campus of an institution that conducted an intercollegiate athletics program and transfers to any institution, including the parent institution.**

[14.5.2-(e) through 14.5.2-(g) relettered as 14.5.2-(f) through 14.5.2-(h), unchanged.]

[14.5.2 unchanged.]

**B. Bylaws:** Amend 14.5.3.2, as follows:

14.5.3.2 Branch School. The student has been enrolled in or attended classes only in a branch school, provided the branch school does not conduct an intercollegiate athletics program. If the branch school conducts an intercollegiate athletics program, the student shall ~~not~~ be considered a transfer ~~only on enrollment~~ **if he or she enrolls** at the parent institution directly from the branch school. (For definition of "branch school," see Bylaw 14.02.2.)

**C. Bylaws:** Amend 14.5.3.3, as follows:

~~14.5.3.3 Second-Campus of Institution. The student is in residence at an institution's campus that is not in the same city as the institution's main campus, provided the campus at which the student is in residence does not conduct an intercollegiate athletics program, classes on the campus are taught by the same instructors who teach classes on the main campus, the credits received by all class enrollees are considered as regular credits by the institution's main campus, and the degrees awarded to all students come from the institution's main campus.~~

[14.5.3.4 through 14.5.3.5 renumbered as 14.5.3.3 through 14.5.3.4, unchanged.]

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

**Effective Date:** Immediate, for student-athletes transferring for the 2020-21 academic year and thereafter.

**Additional Information:**



Several NCAA institutions operate multiple campuses, and, in some cases, they are operating more than one athletics department. Current legislation in all three divisions indicates that a student is not considered a transfer if they move from a branch school that conducts an intercollegiate athletics program to the parent institution. However, this legislation is inconsistent with guidance provided to member institutions that conduct an athletics program at a branch school. In addition, current legislation does not address the transfer status of a student who attends a second campus of an institution that also conducts an intercollegiate athletics program. This proposal will reduce confusion by clarifying that a student-athlete should always be treated as a transfer, even if transferring within an educational system.

NO. NC-2021-3 EXECUTIVE REGULATIONS -- ADMINISTRATION OF NCAA CHAMPIONSHIPS -- RESTRICTED ADVERTISING AND SPONSORSHIP ACTIVITIES

**Intent:** To move the restrictions on advertising and sponsorship activities in conjunction with NCAA championships from legislation to NCAA policy.

**Administrative:** Amend 31.1, as follows:

31.1 Administration of NCAA Championships.

[31.1.1 through 31.1.11 unchanged.]

~~31.1.12 Restricted Advertising and Sponsorship Activities. The following activities are restricted when they occur in conjunction with NCAA championships. Other restrictions are set forth in the championships handbooks.~~

~~31.1.12.1 Advertising. Advertising policies of the Association are designed to exclude those advertisements that do not appear to be in the best interests of higher education. The NCAA president shall have the authority to rule in cases where doubt exists concerning acceptable advertisers and advertising copy of game programs, broadcasts and telecasts of NCAA championships; however, the following expressly are prohibited:~~

~~(a) Alcoholic beverages (except as specified below);~~

~~(b) Cigarettes and other tobacco products; and~~

~~(c) Organizations promoting gambling.~~

~~31.1.12.1.1 Malt Beverages, Beer and Wine Advertisements. Advertising of malt beverages, beer and wine products that do not exceed six percent alcohol by volume may be used in game programs. Such advertisements, however, shall not compose more than 14 percent of the space in the program devoted to advertising or not more than 60 seconds per hour of any telecast or broadcast (either a single 60-second commercial or two 30-second commercials).~~

~~31.1.12.1.2 Sponsorships. Promotions for a championships event, activity or program may not be sponsored by liquor, tobacco, beer or wine companies at any time.~~

~~31.1.12.1.2.1 Professional Sports Organizations or Teams. A professional sports organization may serve as a financial sponsor of an NCAA championship competition event, provided the organization is not publicly identified as such. A professional sports organization may serve as a financial sponsor of an activity or promotion that is ancillary to the competition event and may be publicly identified as such. The~~

*NCAA may receive financial contributions from a professional sports organization for sponsorship of a specific NCAA championship competition event, including ancillary activities and promotions.*

[31.1.13 renumbered as 31.1.12, unchanged.]

**Source:** NCAA Division II Management Council.

**Effective Date:** Immediate

**Additional Information:**

Moving the restrictions on advertising and sponsorship activities in conjunction with NCAA championships from legislation to policies and procedures would offer an opportunity to keep the Association's policies more current and consistent and offer the flexibility to align them with those of other athletics organizations. If removed from the legislation, the policies and procedures would be included in championships handbooks. The NCAA Board of Governors discussed NCAA championships advertising and restrictions and supports appropriate modifications.

NO. NC-2021-4 ETHICAL CONDUCT -- SPORTS WAGERING ACTIVITIES --  
SUSPENSION BY A NON-NCAA SPORTS GOVERNING BODY

**Intent:** To specify that a student-athlete under a sports wagering related suspension from a non-NCAA national or international sports governing body shall not participate in intercollegiate competition for the duration of the suspension.

**Bylaws:** Amend 10.3, as follows:

10.3 Sports Wagering Activities. The following individuals shall not knowingly participate in sports wagering activities or provide information to individuals involved in or associated with any type of sports wagering activities concerning intercollegiate, amateur or professional athletics competition:

[10.3-(a) through 10.3-(d) unchanged.]

[10.3.1 unchanged.]

**10.3.2 Suspension by a Non-NCAA National or International Sports Governing Body. A student-athlete under a sports wagering related suspension from a non-NCAA national or international sports governing body shall not participate in intercollegiate competition for the duration of the suspension.**

**Source:** NCAA Division II Management Council.

**Effective Date:** Immediate

**Additional Information:**

An individual who is under a sports wagering related suspension from a non-NCAA sports governing body should not be eligible to participate in intercollegiate competition for the duration of the suspension. This provision is similar to current legislation that precludes a student-athlete from participation in intercollegiate competition if he or she is under a drug related suspension from a non-NCAA national or international sports governing body.

NO. NC-2021-5 ELIGIBILITY -- GENERAL ELIGIBILITY REQUIREMENTS -- FULL-TIME  
ENROLLMENT -- REQUIREMENT FOR PRACTICE AND  
COMPETITION -- EXCEPTIONS -- PRACTICE OR COMPETITION --  
FINAL SEMESTER OR QUARTER -- PROGRESS-TOWARD-DEGREE

REQUIREMENTS -- ELIGIBILITY FOR COMPETITION -- TERM-BY-TERM CREDIT-HOUR REQUIREMENT -- CALCULATION OF CREDIT HOURS -- EXCEPTION - FINAL ACADEMIC YEAR OF DEGREE PROGRAM -- TRANSITION OF WAIVER AUTHORITY TO COMMITTEE ON STUDENT-ATHLETE REINSTATEMENT

**Intent:** To transition authority of waivers of the final semester/quarter exceptions to the full-time enrollment and term-by-term credit-hour requirement legislation from the NCAA Division II Committee for Legislative Relief to the NCAA Division II Committee on Student-Athlete Reinstatement.

**A. Bylaws:** Amend 14.1.7, as follows:

14.1.7 Full-Time Enrollment.

[14.1.7.1 unchanged.]

14.1.7.1.7.3 Practice or Competition – Final Semester/Quarter. A student-athlete with athletics eligibility remaining may compete or participate in organized practice sessions while enrolled in less than a minimum full-time program of studies, provided the student-athlete is enrolled in the final semester or quarter of the baccalaureate program and the institution certifies that the student-athlete is carrying (for credit) the courses necessary to complete the degree requirements. Thereafter, the student-athlete shall forfeit eligibility in all sports, unless the student-athlete completes all degree requirements during that semester or quarter and is eligible to receive the baccalaureate diploma on the institution's next degree-granting date.

**14.1.7.1.7.3.1 Waivers. The Committee on Student-Athlete Reinstatement shall establish appropriate criteria for waiver requests seeking relief of the forfeiture of eligibility penalty.**

[14.1.7.1.7.3.1 renumbered as 14.1.7.1.7.3.2, unchanged.]

[14.1.7.1.7.4 through 14.1.7.1.7.6 unchanged.]

[14.1.7.1.8 unchanged.]

**B. Bylaws:** Amend 14.4.3, as follows:

14.4.3 Eligibility for Competition.

[14.4.3.1 unchanged.]

14.4.3.2 Term-By-Term Credit-Hour Requirement. To be eligible to represent an institution in intercollegiate athletics competition, a student-athlete must earn nine-semester or eight-quarter hours of academic credit the preceding regular academic term in which the student-athlete has been enrolled full time at any collegiate institution.

[14.4.3.2.1 through 14.4.3.2.2 unchanged.]

14.4.3.2.2.1 Exception – Final Academic Year of Degree Program. A student-athlete who is in the final academic year (final two semesters or three quarters) of his or her designated degree program may use credit hours acceptable toward any of the institution's degree programs to satisfy the nine-semester or eight-quarter hour requirement per Bylaw 14.4.3.2, provided the institution certifies, through review by appropriate academic officials, that the student-athlete is carrying (for credit) the courses necessary to complete

degree requirements at the end of the two semesters or three quarters. Thereafter, the student-athlete shall forfeit eligibility in all sports, unless the student-athlete completes all degree requirements during the final two semesters or three quarters and is eligible to receive the baccalaureate diploma on the institution's next degree-granting date.

**14.4.3.2.2.1.1 Waivers. The Committee on Student-Athlete Reinstatement shall establish appropriate criteria for waiver requests seeking relief of the forfeiture of eligibility penalty.**

[14.4.3.3 through 14.4.3.12 unchanged.]

**Source:** NCAA Division II Management Council (Committee on Student-Athlete Reinstatement).

**Effective Date:** August 1, 2020

**Additional Information:**

Currently waivers of Bylaws 14.1.7.1.7.3 (practice or competition – final semester/quarter) and 14.4.3.2.2.1 (exception – final academic year of degree program) are processed as legislative relief waivers under the purview of the Division II Committee for Legislative Relief. For both exceptions, a student-athlete forfeits eligibility in all sports unless the student-athlete completes degree requirements during that specified time and is eligible to receive their diploma on the institution's next degree-granting date. Transitioning oversight of these waivers to the NCAA Division II Committee on Student-Athlete Reinstatement is consistent with the oversight structure in which decisions regarding loss of eligibility are subject to review by the Committee on Student-Athlete Reinstatement.

NO. NC-2021-6 ELIGIBILITY – TRANSFER REGULATIONS – FOUR-YEAR COLLEGE TRANSFERS – EXCEPTIONS FOR TRANSFERS FROM FOUR-YEAR COLLEGES – ONE-TIME TRANSFER EXCEPTION – HEARING OPPORTUNITY – FAILURE TO PROVIDE APPEAL POLICIES AND PROCEDURES – DEFAULT GRANT

**Intent:** To specify that a student-athlete's written request for a release in conjunction with the use of the one-time transfer exception shall be granted by default if the institution fails to provide its appeal policies and procedures within 14-consecutive calendar days from the receipt of the student-athlete's written request for the hearing.

**Bylaws:** Amend 14.5.5.3.9, as follows:

14.5.5.3.9 One-Time Transfer Exception. The student transfers to the certifying institution from another four-year collegiate institution, and all of the following conditions are met (for graduate students, see Bylaw 14.1.8.1):

[14.5.5.3.9-(a) through 14.5.5.3.9-(d) unchanged.]

14.5.5.3.9.1 Hearing Opportunity. If the student's previous institution denies his or her written request for the release, the athletics director (or his or her designee) shall inform the student-athlete in writing, within 14 consecutive calendar days from receipt of a student-athlete's written request, that he or she, on request, shall be provided a hearing conducted by an institutional entity or committee outside of the athletics department (e.g., the office of student affairs; office of the dean of students; or a committee composed of the faculty athletics representative, student-athletes and nonathletics faculty/staff members). The notification of the hearing opportunity shall include a copy of the institution's

policies and procedures for conducting the required hearing, including the deadline by which a student-athlete must request such a hearing. The institution shall conduct the hearing and provide written results of the hearing within 30 consecutive calendar days of receiving a student-athlete's written request for the hearing. The student-athlete shall be provided the opportunity to actively participate (e.g., in person, via telephone) in the hearing. If the institution fails to conduct the hearing and provide written results of the hearing within 30 consecutive calendar days, the release shall be granted by default and the institution shall provide a written release to the student-athlete.

**14.5.5.3.9.1.1 Failure to Provide Appeal Policies and Procedures. If the institution fails to provide the policies and procedures for conducting the required hearing within 14-consecutive calendar days from receipt of a student-athlete's written request, the release shall be granted by default and the institution shall provide a written release to the student-athlete.**

[14.5.5.3.9.2 unchanged.]

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

**Effective Date:** Immediate

**Additional Information:**

Current legislation requires an institution to provide the student-athlete with written notification of an appeal opportunity as well as a copy of the institution's policies and procedures associated with the hearing if a student-athlete's written request for a release in conjunction with the application of the one-time transfer exception is denied; however, the legislation is silent on whether the failure to provide the policies and procedures to the student-athlete within 14-consecutive calendar days will also result in a default grant of the request. Requiring an institution to provide a student-athlete with written notification of an appeal opportunity, along with its appeal policies and procedures within 14-consecutive calendar days, or the request is granted by default, will promote student-athlete well-being by giving a timely resolution to the request.

NO. NC-2021-7 AMATEURISM AND ELIGIBILITY -- GENERAL REGULATIONS -- VALIDITY OF AMATEUR STATUS -- AMATEURISM CERTIFICATION PROCESS -- ELIGIBILITY FOR PRACTICE AND COMPETITION -- FRESHMAN ACADEMIC REQUIREMENTS -- DETERMINATION OF FRESHMAN ELIGIBILITY -- PARTICIPATION BEFORE CERTIFICATION -- RECRUITED AND NONRECRUITED STUDENT-ATHLETE -- DE MINIMIS VIOLATIONS

**Intent:** To specify that violations involving a student-athlete's participation in practice or competition without final amateurism certification from the NCAA Eligibility Center, who are subsequently certified without conditions, shall be considered de minimis violations and do not impact a student-athlete's eligibility; further, violations involving a student-athlete's receipt of financial aid and/or participation in practice or competition without final academic certification from the NCAA Eligibility Center, who are subsequently certified as a qualifier, shall be considered de minimis violations and do not impact a student-athlete's eligibility.

**A. Bylaws:** Amend 12.1.1.1.3.1, as follows:

12.1.1.1.3.1 Participation Before Certification -- Recruited and Nonrecruited Student-Athlete. If a recruited or nonrecruited student-athlete reports for athletics participation before the student-athlete's amateur status has been certified, the student-athlete may practice, but not compete, for a maximum of 45 days, provided the student-athlete is

enrolled full time or has been accepted for enrollment as a regular full-time student. After this 45-day period, the student shall have established minimum requirements as an amateur (as certified by the NCAA Eligibility Center) to continue practicing or to compete.

**12.1.1.1.3.1 Effect of Violation. A violation of Bylaw 12.1.1.1.3.1 in which the student-athlete is subsequently certified without conditions shall be considered an institutional violation per Constitution 2.8.1 but shall not affect the student-athlete's eligibility.**

**B. Bylaws:** Amend 14.3.2.1, as follows:

14.3.2.1 Participation Before Certification – Recruited and Nonrecruited Student-Athlete. If a recruited or nonrecruited student-athlete reports for athletics participation before the high school core-curriculum grade-point average and test score have been certified, the student-athlete may practice, but not compete, for a maximum of 45 days, provided the student-athlete is enrolled full time or has been accepted for enrollment as a regular full-time student. After this 45-day period, the student shall have established minimum requirements as a qualifier (as certified by the NCAA Eligibility Center) to continue practicing or to compete, or the minimum requirements as a partial qualifier to continue practicing.

**14.3.2.1.1 Effect of Violation. A violation of Bylaw 14.3.2.1 in which the student-athlete is subsequently certified as a qualifier or partial qualifier shall be considered an institutional violation per Constitution 2.8.1 but shall not affect the student-athlete's eligibility.**

**Source:** NCAA Division II Management Council (Committee on Student-Athlete Reinstatement).

**Effective Date:** Immediate, for any violations occurring on or after August 1, 2020.

**Additional Information:**

Current legislation requires institutions to file a student-athlete reinstatement request when a student-athlete participates in practice or competition without a final amateurism and/or academic certification from the NCAA Eligibility Center. Student-athletes who are subsequently certified without an amateurism condition or as an academic qualifier are often withheld from competition as a condition of reinstatement. The NCAA Division II Committee on Student-Athlete Reinstatement believes withholding these student-athletes is counterproductive and is contrary to student-athlete well-being, particularly when institutions are ultimately responsible for ensuring student-athletes are eligible prior to competition and bear responsibility for the oversight. Finally, eliminating this requirement may reduce burden on compliance administrators. This amendment will not eliminate the need to report an institutional violation.

NO. NC-2021-8 PLAYING AND PRACTICE SEASONS – GENERAL PLAYING-SEASON REGULATIONS – TIME LIMITS FOR ATHLETICALLY RELATED ACTIVITIES – WEEKLY HOUR LIMITATIONS – OUTSIDE OF PLAYING SEASON – SPORTS OTHER THAN FOOTBALL – ELITE ATHLETE TRAINING

**Intent:** To specify that a student-athlete who has been designated by the U.S. Olympic and Paralympic Committee and the sport-affiliated national governing body (or the international equivalent) as an elite athlete may participate in an individual workout session conducted by a coaching staff member without such activity being considered countable athletically related activity, provided the

student-athlete initiates the request to participate in the workout session and does not miss class time.

**Bylaws:** Amend 17.1.6.3, as follows:

#### 17.1.6.3 Weekly Hour Limitations -- Outside of Playing Season.

17.1.6.3.1 Sports Other Than Football. In sports other than football, outside of the playing season during the academic year, only a student-athlete's participation in weight training, conditioning and/or team activities shall be permitted, as follows:

[17.1.6.3.1-(a) through 17.1.6.3.1-(e) unchanged.]

**17.1.6.3.1.1 Exception -- Elite Athlete Training. A student-athlete who has been designated by the U.S. Olympic and Paralympic Committee and the sport-affiliated national governing body (or the international equivalent) as an elite athlete may participate in an individual workout session conducted by a coaching staff member without such activity being considered countable athletically related activity, provided the workout is initiated by the student-athlete and he or she does not miss class.**

[17.1.6.3.2 through 17.1.6.3.6 unchanged.]

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

**Effective Date:** Immediate

#### **Additional Information:**

Student-athletes who are members of national teams frequently request more flexibility to train with their coaches as a means of utilizing the coaching staff's experience and expertise to prepare for national team events and to follow national team training plans. Currently, additional opportunities for a student-athlete to train with coaches are limited by restrictions on athletically related activities out of season. An individual sport student-athlete is permitted to train with his or her coach, at the student-athlete's request, during institutional vacation periods and/or the summer. but team sport student-athletes are not afforded the same opportunity. Additional access to training with coaches throughout the year would greatly enhance a student-athlete's preparation and likelihood for success. This proposal would provide flexibility to identified elite student-athletes to better manage their academic responsibilities and national team training plans according to the fluctuations of the international quadrennial calendar. Finally, specifying that a student-athlete shall not miss class for additional voluntary training will continue to ensure an appropriate balance between academic and athletic activity.

NO. NC-2021-9 RECRUITING -- UNOFFICIAL (NONPAID) VISIT -- ENTERTAINMENT/ TICKETS -- VISIT UNRELATED TO RECRUITMENT -- ADMITTED STUDENT MEETING WITH COACH

**Intent:** To specify that during a visit to campus for reasons unrelated to athletics recruitment and for which expenses are provided by a department other than athletics, an institution may arrange a meeting between a prospective student-athlete who is admitted to the institution and the institution's coaching staff without such an arrangement constituting an official visit.

**Bylaws:** Amend 13.7.2.3, as follows:

13.7.2.3 Visit Unrelated to Recruitment. The limitations on providing entertainment to a prospective student-athlete shall not extend to a visit to the institution's campus for a purpose having nothing whatsoever to do with the prospective student-athlete's athletics recruitment by the institution (e.g., band trip, fraternity weekend, athletics team's attendance at a sporting event with the high school coach). The institution's athletics department or representatives of its athletics interests may not be involved in any way with the arrangements for the visit, other than providing (in accordance with established policy) free admissions to an athletics event on a group basis, rather than personally to the prospective student-athlete. [R]

**13.7.2.3.1 Admitted Student Meeting with Coach. During a prospective student-athlete's visit to campus for reasons unrelated to athletics recruitment, an institution may arrange a meeting between a prospective student-athlete who is admitted to the institution and the institution's coaching staff without such an arrangement constituting an official visit.**

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

**Effective Date:** Immediate

**Additional Information:**

Many institutions have events for admitted students. Often, the institution provides a few meals and sometimes lodging or travel expenses. These are visits unrelated to athletics recruiting, but due to the institution providing expenses, coaches may not meet with a prospective student-athlete without triggering the official visit legislation. It is awkward for an admitted prospective student-athlete to not be allowed to speak with a coach while on campus for reasons unrelated to athletics recruitment.

NO. NC-2021-10 PLAYING AND PRACTICE SEASONS – GOLF – NUMBER OF DATES OF COMPETITION – ANNUAL EXEMPTIONS – AUGUSTA NATIONAL WOMEN'S AMATEUR

**Intent:** In women's golf, to exempt the Augusta National Women's Amateur from the maximum dates of competition.

**Bylaws:** Amend 17.11.7.3, as follows:

17.11.7.3 Annual Exemptions. The maximum number of dates of competition in golf shall exclude the following:

[17.11.7.3(a) through 17.11.7.3(h) unchanged.]

(i) College-Am Event. A "college-am" golf tournament, provided the event is held in conjunction with intercollegiate competition and student-athletes do not receive awards or prizes for such participation; ~~and~~

(j) College All-American Golf Classic. Competition in the College All-American Golf Classic shall be exempt, provided not more than two student-athletes from the institution participate and the event is limited to two dates of competition.; ~~and~~

**(k) Augusta National Women's Amateur. Competition in the Augusta National Women's Amateur.**

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

**Effective Date:** Immediate

**Additional Information:**



This proposal would provide a significant and lasting growth opportunity for women's golf and a memorable experience for participants. The event is played at the legendary host venue of the Masters Tournament the week before the start of the Masters and is broadcast live via NBC Sports linear networks and distributed on digital platforms around the world. There would be no budget impact for participating teams because the tournament host provides associated expenses.

**NO. NC-2021-11 DIVISION II MEMBERSHIP -- MEMBERSHIP REQUIREMENTS -- SPORTS SPONSORSHIP -- MINIMUM CONTESTS AND PARTICIPANTS REQUIREMENTS FOR SPORTS SPONSORSHIP -- MEN'S AND WOMEN'S WRESTLING**

**Intent:** In the sports of men's and women's wrestling, to reduce the minimum number of contests and participants for sports sponsorship to nine contests with six participants.

**Bylaws:** Amend 20.10.3.3, as follows:

20.10.3.3 Minimum Contests and Participants Requirements for Sports Sponsorship. In each sport, the institution's team shall engage in at least a minimum number of intercollegiate contests (against four-year, degree-granting collegiate institutions) each year. In the individual sports, the institution's team shall include a minimum number of participants in each contest that is counted toward meeting the minimum-contest requirement. The following minimums are applicable:

<b>Team Sports</b>	<b>Minimum Contests</b>	<b>Individual Sports</b>	<b>Minimum Contests</b>	<b>Minimum Participants</b>
Baseball	24	Women's Bowling	8	5
Basketball	22	Cross Country	5	5
Beach Volleyball	8	Equestrian	6	12
Field Hockey	10	Men's Fencing	6	5
Football	8	Women's Fencing	6	5
Men's Ice Hockey	20	Golf	6	5
Women's Ice Hockey	20	Men's Gymnastics	6	6
Men's Lacrosse	8	Women's Gymnastics	6	5
Women's Lacrosse	10	Rifle	8	4
Women's Rowing	6	Skiing	5	5
Women's Rugby	9	Swimming and Diving	8	11
Soccer	10	Tennis	10	5
Softball	24	Track and Field, Indoor	4	10
Men's Volleyball	9	Track and Field, Outdoor	4	14
Women's Volleyball	15	Men's Wrestling	<del>129</del>	<del>76</del>

Men's Water Polo	15	Women's Wrestling	139	76
Women's Water Polo	10	Women's Triathlon	4	3

[20.10.3.3 unchanged.]

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

**Effective Date:** Immediate

**Additional Information:**

Based on sport committee reviews of minimum sports sponsorship requirements and championships selection criteria, most sports adopted a policy that specifies that an institution that meets minimum sports sponsorship requirements will also meet minimum requirements for championships selection. Currently, men's wrestling does not have selection criteria for institutions or student-athletes to qualify for championships. Women's wrestling is an emerging sport and does not currently have an NCAA championship. However, the Division II Wrestling Committee determined that the current minimum contests and participants requirements for sports sponsorship in men's and women's wrestling are very rigorous compared with other individual sports. This change will ensure consistency when the men's and women's wrestling sport committees are considering the establishment of selection criteria to qualify for championships.

NO. NC-2021-12 AWARDS AND BENEFITS -- AWARDS -- PURCHASE RESTRICTIONS -- ELIMINATION OF STUDENT-ATHLETE CONTRIBUTION TO COST OF AWARDS

**Intent:** To eliminate the restriction on a student-athlete contributing to the purchase of an award.

**Bylaws:** Amend 16.1.4, as follows:

16.1.4 Purchase Restrictions.

[16.1.4.1 through 16.1.4.3 unchanged.]

16.1.4.4 Student Contribution to Purchase. ~~The value of an award may not exceed specified value limits, and a~~ **A student-athlete may not contribute to its the purchase of an award, but the value of an award may not exceed specified value limits** ~~in order to meet these limits.~~ [R]

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

**Effective Date:** Immediate

**Additional Information:**

Current legislation precludes a student-athlete from making a financial contribution to the purchase of an award, regardless of whether the value of the award remains within the legislated limitations. Financial constraints may limit the value of an award that an institution or conference can provide to student-athletes, especially for teams that have large squad sizes. Permitting student-athletes to contribute to the purchase of their awards ensures that those individuals can commemorate their accomplishments when institutional or conference resources are limited.

NO. NC-2021-13 RECRUITING -- LETTER-OF-INTENT PROGRAMS, FINANCIAL AID AGREEMENTS -- INSTITUTIONAL OR CONFERENCE LETTER-OF-INTENT PROGRAMS -- ISSUING ATHLETICS AID AGREEMENTS DURING A RECRUITING DEAD PERIOD EFFECTIVE APRIL 15, 2020

**Intent:** To permit athletics aid agreements to be issued during the temporary recruiting dead period in all sports, effective April 15, 2020.

**Bylaws:** Amend 13.9, as follows:

13.9 Letter-of-Intent Programs, Financial Aid Agreements.

[13.9.1 through 13.9.2 unchanged.]

13.9.3 Institutional or Conference Letter-of-Intent Programs. A member institution may participate in an institutional or conference athletics letter-of-intent program or issue an institutional or conference financial aid agreement during the National Letter of Intent (NLI) signing period; however, an institutional or conference letter of intent or financial aid agreement may not be issued prior to the initial NLI signing date for that sport. [D]

[13.9.3.1 through 13.9.3.2 unchanged.]

~~13.9.3.3 Prohibition on Athletics Aid Agreements During the Recruiting Dead Period in All Sports. An institutional or conference financial aid agreement may not be issued during the recruiting dead period in all sports (See Bylaw 13.17.5).~~

**Source:** Division II Administrative Committee

**Effective Date:** April 15, 2020

**Additional Information:**

As a result of the COVID-19 pandemic, the NCAA Board of Governors canceled all winter and spring 2020 NCAA championships and related events. Many Division II institutions implemented remote learning and canceled spring sport seasons. Additionally, numerous states implemented travel restrictions. The Division II Administrative Committee adopted a temporary recruiting dead period through at least April 15. Issuance of institutional aid agreements was also prohibited during the dead period. Permitting aid agreements to be issued effective April 15, 2020, will align with National Letter of Intent signing dates.

NO. NC-2021-14 PLAYING AND PRACTICE SEASONS -- TEAM SPORTS -- OUT-OF-SEASON ATHLETICALLY RELATED ACTIVITIES -- SUMMER PRACTICE -- VOLUNTARY WORKOUTS DURING THE SUMMER 2020 INSTITUTIONAL VACATION PERIOD

**Intent:** In team sports, to specify that a coach may participate in individual workout sessions with student-athletes from the coach's team during the summer 2020 institutional vacation period, provided such workouts are voluntary and the request for such assistance is initiated by the student-athlete.

**Bylaws:** Amend 17.1.6.3, as follows:

17.1.6.3 Weekly Hour Limitations -- Outside of Playing Season.

[17.1.6.3.1 through 17.1.6.3.4 unchanged.]

17.1.6.3.5 Institutional Vacation Period. A student-athlete may not participate in any countable athletically related activities outside the playing season during any institutional vacation period (e.g., summer, academic year).

[17.1.6.3.5.1 unchanged.]

**17.1.6.3.5.2 Exception -- Individual Sports. In individual sports, a student-athlete may participate in individual workout-sessions with a member of the coaching staff during any institutional vacation period and/or the summer, provided such workouts are voluntary and the request for such assistance is initiated by the student-athlete (See sport-specific Bylaw 17 legislation).**

**17.1.6.3.5.3 Exception -- Team Sports During the Summer 2020 Institutional Vacation Period. In team sports, a student-athlete may participate in individual workout-sessions with a member of the coaching staff during the summer 2020 institutional vacation period, provided such workouts are voluntary and the request for such assistance is initiated by the student-athlete.**

[17.1.6.3.6 unchanged.]

**Source:** Division II Administrative Committee

**Effective Date:** Immediate, for voluntary workouts in team sports during the summer 2020 institutional vacation period only.

**Additional Information:**

As a result of the COVID-19 pandemic, the NCAA Board of Governors canceled all winter and spring 2020 NCAA championships and related events. Many Division II institutions implemented remote learning and canceled spring sport seasons. Allowing student-athletes in team sports to request voluntary workouts with their coaches during the summer 2020 institutional vacation period will benefit student-athlete mental health and well-being as it will remove restrictions on what a student-athlete can discuss with a coaching staff member during this time. Any such activities must be requested by the student-athlete and not initiated by the coaching staff member. In-person workouts must adhere to applicable institutional, local, state and federal guidance for such activities. Such workouts are already permissible in individual sports.

NO. NC-2021-15 PLAYING AND PRACTICE SEASONS -- DIVISION II CHAMPIONSHIP SPORTS -- MAXIMUM LIMITATIONS - INSTITUTIONAL -- REDUCTIONS FOR THE 2020-21 ACADEMIC YEAR

**Intent:** In Division II championship sports, to reduce the maximum number of contests and dates of competition for the 2020-21 academic year.

**A. Bylaws:** Amend 17.2.7, as follows:

17.2.7 Number of Contests.

17.2.7.1 Maximum Limitations -- Institutional. A member institution shall limit its total playing schedule with outside competition in baseball during the institution's baseball playing season to ~~50~~**40** contests (games and scrimmages), except for those contests excluded under Bylaws 17.2.7.3, 17.2.7.4 and 14.7.5.

[17.2.7.1.1 unchanged.]

17.2.7.2 Maximum Limitations -- Student-Athlete. An individual student-athlete may participate in each academic year in ~~50~~**40** baseball contests. This limitation includes those contests in which the student represents the institution in

accordance with Bylaw 17.02.8, including competition as a member of the varsity, junior varsity or freshman team of the institution.

[17.2.7.3 through 17.2.7.5 unchanged.]

**B. Bylaws:** Amend 17.3.6, as follows:

17.3.6 Number of Contests.

17.3.6.1 Maximum Limitations – Institutional. A member institution shall limit its total regular-season playing schedule with outside competition in basketball in any one year to 2622 contests (games or scrimmages), except for those contests excluded under Bylaws 17.3.6.3, 17.3.6.4, 17.3.6.5 and 17.3.6.6.

17.3.6.2 Maximum Limitations – Student-Athlete. An individual student-athlete may participate each academic year in not more than 2622 basketball contests. This limitation includes those contests in which the student-athlete represents the institution in accordance with Bylaw 17.02.8, including competition as a member of the varsity, junior varsity or freshman team of the institution. Further, an individual student-athlete may participate each year in only one postseason basketball tournament as a member of the institution's varsity, junior varsity or freshman team.

17.3.6.3 Annual Exemptions. The following basketball contests each year may be exempted from an institution's maximum number of contests:

[17.3.6.3-(a) through 17.3.6.3-(f) unchanged.]

(g) Tip-Off Classic. Games in the Division II Conference Commissioners Association's Tip-Off Classic (except for contests played during the 2020-21 academic year, which must be counted in the maximum limitation);

[17.3.6.3-(h) through 17.3.6.3-(i) unchanged.]

(j) Conference Challenge Event. A maximum of two contests played as a part of a conference challenge event (except for contests played during the 2020-21 academic year, which must be counted in the maximum limitation) in which:

[17.3.6.3-(j)-(1) through 17.3.6.3-(j)-(2) unchanged.]

[17.3.6.4 through 17.3.6.6 unchanged.]

**C. Bylaws:** Amend 17.6.7, as follows:

17.6.7 Number of Dates of Competition.

17.6.7.1 Maximum Limitations – Institutional. A member institution shall limit its total playing schedule with outside competition during the institution's cross country playing season to ~~seven~~six dates of competition (games and scrimmages), except for those dates of competition excluded under Bylaws 17.6.7.3 and 17.6.7.4 (see Bylaw 20.10.3.3 for minimum contests and participants requirements).

[17.6.7.1.1 through 17.6.7.1.2 unchanged.]

17.6.7.2 Maximum Limitations – Student-Athlete. An individual student-athlete may participate in each academic year in ~~seven~~six cross country dates of competition. This limitation includes those dates of competition in which the

student represents the institution in accordance with Bylaw 17.02.8, including competition as a member of the varsity, junior varsity or freshman team of the institution.

[17.6.7.2.1 unchanged.]

[17.6.7.3 through 17.6.7.4 unchanged.]

**D. Bylaws:** Amend 17.9.7, as follows:

17.9.7 Number of Contests and Dates of Competition.

17.9.7.1 Maximum Limitations – Institutional. A member institution shall limit its total playing schedule with outside competition during the institution's field hockey playing season in any one year to ~~18~~**14** contests during the segment in which the NCAA championship is conducted and five dates of competition during another segment, except for those contests or dates of competition excluded under Bylaws 17.9.7.3, 17.9.7.4 and 17.9.7.5.

[17.9.7.1.1 unchanged.]

17.9.7.2 Maximum Limitations – Student-Athlete. An individual student-athlete may participate in each academic year in not more than ~~18~~**14** field hockey contests during the segment in which the NCAA championship is conducted and five dates of competition in field hockey during another segment. This limitation includes those contests or dates of competition in which the student represents the institution in accordance with Bylaw 17.02.8, including competition as a member of the varsity, junior varsity or freshman team of the institution.

[17.9.7.3 through 17.9.7.5 unchanged.]

**E. Bylaws:** Amend 17.10.7, as follows:

17.10.7 Number of Contests.

17.10.7.1 Maximum Limitations – Institutional. A member institution shall limit its total regular-season playing schedule with outside competition during the permissible football playing season in any one year to ~~17~~**10** contests (games and scrimmages), except as provided for member institutions located in Alaska and Hawaii under Bylaw 17.28.2 and except as provided for all members under Bylaws 17.10.7.3 and 17.10.7.4.

[17.10.7.1.1 unchanged.]

17.10.7.2 Maximum Limitations – Student-Athlete. An individual student-athlete may participate in each academic year in not more than ~~17~~**10** football contests. This limitation includes those contests in which the student-athlete represents the institution in accordance with Bylaw 17.02.8, including competition as a member of the varsity, junior varsity or freshman team of the institution.

[17.10.7.3 through 17.10.7.4 unchanged.]

**F. Bylaws:** Amend 17.11.7, as follows:

17.11.7 Number of Dates of Competition.

17.11.7.1 Maximum Limitations – Institutional. A member institution shall limit its total playing schedule with outside competition during the permissible golf playing season to ~~24~~**16** dates of competition, except for those dates of

competition excluded under Bylaws 17.11.7.3, 17.11.7.4 and 17.11.7.5 (see Bylaw 20.10.3.3 for minimum contests and participants requirements).

[17.11.7.1.1 through 17.11.7.1.3 unchanged.]

17.11.7.2 Maximum Limitations – Student-Athlete. An individual student-athlete may participate in each academic year in ~~27~~**16** dates of competition in golf. This limitation includes those dates of competition in which the student represents the institution in accordance with Bylaw 17.02.8, including competition as a member of the varsity, junior varsity or freshman team of the institution.

[17.11.7.3 through 17.11.7.5 unchanged.]

**G. Bylaws:** Amend 17.14.7, as follows:

17.14.7 Number and Dates of Competition.

17.14.7.1 Maximum Limitations – Institutional. A member institution shall limit its total playing schedule with outside competition during the institution's lacrosse playing season to ~~17~~**13** dates of competition in men's lacrosse during the academic year and ~~17~~**13** dates of competition during the segment in which the NCAA championship is conducted and five dates of competition during another segment in women's lacrosse, except for those dates of competition excluded under Bylaws 17.14.7.3, 17.14.7.4 and 17.14.7.5.

[17.14.7.1.1 unchanged.]

17.14.7.2 Maximum Limitations – Student-Athlete. An individual student-athlete may participate in each academic year in not more than ~~17~~**13** dates of competition in men's lacrosse, and ~~17~~**13** dates of competition during the segment in which the NCAA championship is conducted and five dates of competition during another segment in women's lacrosse. This limitation includes those contests in which the student represents the institution in accordance with Bylaw 17.02.8, including competition as a member of the varsity, junior varsity or freshman team of the institution.

[17.14.7.3 through 17.14.7.5 unchanged.]

**H. Bylaws:** Amend 17.16.7, as follows:

17.16.7 Number of Dates of Competition.

17.16.7.1 Maximum Limitations – Institutional. A member institution shall limit its total playing schedule with outside competition in rowing during the institution's playing season to ~~20~~**14** dates of competition (games and scrimmages), except for those dates of competition excluded under Bylaws 17.16.7.3, 17.16.7.4 and 17.16.7.5.

[17.16.7.1.1 unchanged.]

17.16.7.2 Maximum Limitations – Student-Athlete. An individual student-athlete may participate in each academic year in ~~20~~**14** dates of competition. This limitation includes those dates of competition in which the student represents the institution in accordance with Bylaw 17.02.8, including competition as a member of the varsity, junior varsity or freshman team of the institution.

[17.16.7.3 through 17.16.7.5 unchanged.]

**I. Bylaws:** Amend 17.19.7, as follows:

17.19.7 Number of Contests and Dates of Competition.

17.19.7.1 Maximum Limitations – Institutional. A member institution shall limit its total playing schedule with outside competition during the institution's soccer playing season in any one year to ~~1814~~ contests during the segment in which the NCAA championship is conducted and five dates of competition during another segment, except for those contests and/or dates of competition excluded under Bylaws 17.19.7.3, 17.19.7.4 and 17.19.7.5.

[17.19.7.1.1 unchanged.]

17.19.7.2 Maximum Limitations – Student-Athlete. An individual student-athlete may participate in each academic year in not more than ~~1814~~ soccer contests during the segment in which the NCAA championship is conducted and five dates of competition in soccer during another segment. This limitation includes those contests in which the student represents the institution in accordance with Bylaw 17.02.8, including competition as a member of the varsity, junior varsity or freshman team of the institution.

[17.19.7.3 through 17.19.7.5 unchanged.]

**J. Bylaws:** Amend 17.20.7, as follows:

17.20.7 Number of Contests.

17.20.7.1 Maximum Limitations – Institutional. A member institution shall limit its total playing schedule with outside competition in softball during the institution's softball playing season to ~~5644~~ contests (games and scrimmages), except for those contests excluded under Bylaws 17.20.7.3, 17.20.7.4 and 17.20.7.5.

[17.20.7.1.1 unchanged.]

17.20.7.2 Maximum Limitations – Student-Athlete. An individual student-athlete may participate in each academic year in ~~5644~~ softball contests. This limitation includes those contests in which the student represents the institution in accordance with Bylaw 17.02.8, including competition as a member of the varsity, junior varsity or freshman team of the institution.

[17.20.7.3 through 17.20.7.5 unchanged.]

**K. Bylaws:** Amend 17.21.6, as follows:

17.21.6 Number of Dates of Competition.

17.21.6.1 Maximum Limitations – Institutional. A member institution shall limit its total playing schedule with outside competition in swimming and diving during the institution's swimming and diving playing season to ~~4612~~ dates of competition (games and scrimmages), except for those dates of competition excluded under Bylaws 17.21.6.3, 17.21.6.4 and 17.21.6.5 (see Bylaw 20.10.3.3 for minimum contests and participants requirements).

[17.21.6.1.1 unchanged.]

17.21.6.2 Maximum Limitations – Student-Athlete. An individual student-athlete may participate in each academic year in ~~4612~~ swimming and diving dates of competition. This limitation includes those dates of competition in which the student represents the institution in accordance with Bylaw 17.02.8, including competition as a member of the varsity, junior varsity or freshman team of the institution.

[17.21.6.3 through 17.21.6.5 unchanged.]



**L. Bylaws:** Amend 17.22.7, as follows:

17.22.7 Number of Dates of Competition.

17.22.7.1 Maximum Limitations – Institutional. A member institution shall limit its total playing schedule with outside competition during the permissible tennis playing season to ~~2517~~ dates of competition (including not more than seven individual singles and/or doubles tournaments that are counted as single dates of competition), except for those dates of competition excluded under Bylaws 17.22.7.3, 17.22.7.4 and 17.22.7.5 (see Bylaw 20.10.3.3 for minimum contests and participants requirements).

[17.22.7.1.1 through 17.22.7.1.3 unchanged.]

17.22.7.2 Maximum Limitations – Student-Athlete. An individual student-athlete may participate in each academic year in ~~2517~~ dates of competition (including not more than seven individual singles and/or doubles tournaments that are counted as a single date of competition). This limitation includes those contests in which the student represents the institution in accordance with Bylaw 17.02.8, including competition as a member of the varsity, junior varsity or freshman team of the institution.

[17.22.7.2.1 unchanged.]

[17.22.7.3 through 17.22.7.5 unchanged.]

**M. Bylaws:** Amend 17.23.6, as follows:

17.23.6 Number of Dates of Competition.

17.23.6.1 Maximum Limitations – Institutional. A member institution shall limit its total playing schedule with outside competition in indoor/outdoor track and field during the permissible indoor/outdoor track and field playing season to ~~7814~~ dates of competition. These limitations do not include those dates of competition excluded under Bylaws 17.23.6.3, 17.23.6.4 and 17.23.6.5.

[17.23.6.1.1 through 17.23.6.1.2 unchanged.]

17.23.6.2 Maximum Limitations – Student-Athlete. An individual student-athlete may participate in each academic year in not more than ~~7814~~ dates of competition in indoor/outdoor track and field, which may include not more than six two-day meets that shall each count as a single date. This limitation includes those contests in which the student represents the institution in accordance with Bylaw 17.02.8, including competition as a member of the varsity, junior varsity or freshman team of the institution.

[17.23.6.3 through 17.23.6.5 unchanged.]

**N. Bylaws:** Amend 17.25.2.7, as follows:

17.25.2.7 Number of Dates of Competition – Women.

17.25.2.7.1 Maximum Limitations – Institutional – Women. A member institution shall limit its total playing schedule with outside competition during the institution's women's volleyball playing season to ~~2620~~ dates of competition during the segment in which the NCAA championship is conducted and four during another segment, except for those dates of competition excluded under Bylaws 17.25.2.7.3, 17.25.2.7.4 and 17.25.2.7.5.

[17.25.2.7.1.1 unchanged.]

17.25.2.7.2 Maximum Limitations – Student-Athlete – Women. An individual student-athlete may participate each academic year in ~~26~~**20** dates of competition in women's volleyball during the segment in which the NCAA championship is conducted and four during another segment. This limitation includes those dates of competition in which the student-athlete represents the institution in accordance with Bylaw 17.02.8, including competition as a member of the varsity, junior varsity or freshman team of the institution.

[17.25.2.7.3 through 17.25.2.7.5 unchanged.]

**O. Bylaws:** Amend 17.27.6, as follows:

17.27.6 Number of Dates of Competition.

17.27.6.1 Maximum Limitations – Institutional. A member institution shall limit its total playing schedule with outside competition during the permissible wrestling playing season to ~~46~~**12** dates of competition, which may include not more than two two-day meets or not more than two occasions in which dual meets are held on two consecutive days that shall each count as a single date of competition, except for those dates of competition excluded under Bylaws 17.27.6.3, 17.27.6.4 and 17.27.6.5 (see Bylaw 20.10.3.3 for minimum contests and participants requirements).

[17.27.6.1.1 unchanged.]

17.27.6.2 Maximum Limitations – Student-Athlete. An individual student-athlete may participate in each academic year in not more than ~~46~~**12** dates of competition in wrestling, which may include not more than two two-day meets or not more than two occasions in which dual meets are held on two consecutive days that shall each count as a single date of competition. This limitation includes those dates of competition in which the student represents the institution in accordance with Bylaw 17.02.8, including competition as a member of the varsity, junior varsity or freshman team of the institution.

[17.27.6.3 through 17.27.6.5 unchanged.]

**Source:** NCAA Division II Presidents Council (Management Council).

**Effective Date:** Immediate, for the 2020-21 academic year only.

**Additional Information:**

Due to the impact of COVID-19, institutions and conferences are making decisions regarding scheduling and return to play for the 2020-21 academic year. Reducing the maximum number of contests and dates of competition for Division II championship sports, for the 2020-21 academic year only, will assist with institutional management of the financial impact of COVID-19, while still providing flexibility to institutions to provide student-athletes with a meaningful participation opportunity during the 2020-21 academic year. Feedback and recommendations from various committees within the Division II governance structure, as well as from Division II institutions and conference offices, supported reducing the maximum number of contests and dates of competition for Division II championship sports. Each sport's reduction to its maximums varies based on feedback from a survey that was distributed to all active Division II member institutions and conferences. No reductions will be implemented for maximums for National Collegiate Championship sports, emerging sports and Division II men's ice hockey for the 2020-21 academic year.

NO. NC-2021-16 DIVISION MEMBERSHIP -- MEMBERSHIP REQUIREMENTS -- SPORTS SPONSORSHIP -- MINIMUM CONTESTS AND PARTICIPANTS REQUIREMENTS FOR SPORTS SPONSORSHIP -- REDUCE CROSS COUNTRY MINIMUM CONTEST REQUIREMENT AND ELIMINATE ABILITY TO COUNT REGIONAL QUALIFYING MEETS TOWARD SPORTS SPONSORSHIP

**Intent:** In cross country, to eliminate the ability to count participation in regional qualifying meets in meeting the minimum-contest requirement for sports sponsorship; further, to reduce the number of minimum contests required for sports sponsorship from five to four.

**Bylaws:** Amend 20.10.3.3, as follows:

20.10.3.3 Minimum Contests and Participants Requirements for Sports Sponsorship. In each sport, the institution's team shall engage in at least a minimum number of intercollegiate contests (against four-year, degree-granting collegiate institutions) each year. In the individual sports and acrobatics and tumbling, the institution's team shall include a minimum number of participants in each contest that is counted toward meeting the minimum-contest requirement. The following minimums are applicable:

Team Sports	Minimum Contests	Minimum Participants	Individual Sports	Minimum Contests	Minimum Participants
Acrobatics and Tumbling	6	18	Women's Bowling	8	5
Baseball	24		Cross Country	<del>5</del>	5
Basketball	22		Equestrian	6	12
Beach Volleyball	8		Men's Fencing	6	5
Field Hockey	10		Women's Fencing	6	5
Football	8		Golf	6	5
Men's Ice Hockey	20		Men's Gymnastics	6	6
Women's Ice Hockey	20		Women's Gymnastics	6	5
Men's Lacrosse	8		Rifle	8	4
Women's Lacrosse	10		Skiing	5	5
Women's Rowing	6		Swimming and Diving	8	11
Women's Rugby	9		Tennis	10	5
Soccer	10		Track and Field, Indoor	4	10
Softball	24		Track and Field, Outdoor	4	14

Men's Volleyball	9	Men's Wrestling	9	6
Women's Volleyball	15	Women's Wrestling	9	6
Men's Water Polo	15	Women's Triathlon	4	3
Women's Water Polo	10			

[20.10.3.3.1 unchanged.]

*20.10.3.3.2 Regional Cross-Country Qualifying Meets. An institution may count participation in a regional cross-country meet in meeting the minimum-contest requirement, provided the institution meets the minimum-participant requirement per Bylaw 20.10.3.3 and no qualifying standards exist for participation in the meet.*

[20.10.3.3.2 through 20.10.3.3.11 renumbered as 20.10.3.3.1 through 20.10.3.3.10, unchanged.]

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

**Effective Date:** August 1, 2021

**Additional Information:**

Current legislation provides cross country with an exception to count regional qualifying meets, which are NCAA postseason events, when calculating the minimum contest requirement for sport sponsorship. This allows for the possibility of an institution to participate in NCAA postseason while subsequently failing to meet sports sponsorship (e.g., a team enters the regional qualifying meet having already completed four events but fails to complete the race at regional qualifying). The proposed changes eliminate this possibility by requiring institutions to compete in four contests and meet sports sponsorship requirements before competing in any NCAA postseason event. This proposal also aligns cross country with indoor and outdoor track and field minimum contest requirements for sports sponsorship.

NO. NC-2021-17 AWARDS AND BENEFITS -- EXPENSES PROVIDED BY THE INSTITUTION FOR PRACTICE AND COMPETITION -- NONPERMISSIBLE -- TRAVEL EXPENSES DURING THE WINTER BREAK -- DE MINIMIS VIOLATIONS

**Intent:** To specify that travel expenses received by a student-athlete in conjunction with away-from-home competition during the winter break period shall be considered de minimis violations and do not impact a student-athlete's eligibility.

**Bylaws:** Amend 16.8, as follows:

16.8 Expenses Provided by the Institution for Practice and Competition.

[16.8.1 unchanged.]

16.8.2 Nonpermissible.

16.8.2.1 Travel Expenses During the Winter Break. An institution shall not provide travel expenses in conjunction with away-from-home competition during the 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. (See Figure 17-4.) [R] [D]

[16.8.2.1.1 unchanged.]

**Source:** NCAA Division II Management Council (Committee on Student-Athlete Reinstatement).

**Effective Date:** Immediate

**Additional Information:**

Current legislation requires a student-athlete to make restitution of the value of the impermissible travel expenses received in conjunction with away-from-home competition during the winter break period. However, similar violations of Bylaw 16.8.1 (permissible), where a student-athlete impermissibly receives actual and necessary expenses to represent an institution in competition, are de minimis and do not impact a student-athlete's eligibility or require that a student-athlete make restitution. The NCAA Division II Committee on Student-Athlete Reinstatement believes violations involving Bylaws 16.8.1 and 16.8.2.1 should be treated similarly since they involve the provision of institutionally issued competition related expenses during an impermissible time. The committee noted student-athletes have no culpability or responsibility for these violations given institutions are responsible for certifying that student-athletes are eligible to receive competition-related expenses, and requiring repayment would be overreaching. Finally, eliminating this requirement may reduce burden on compliance administrators as a student-athlete reinstatement request would no longer need to be filed for relief from repayment. This amendment would not eliminate the need to report an institutional violation.

**NO. NC-2021-18 RECRUITING -- RECRUITING CALENDARS -- ELIMINATION OF THE COVID-19 RECRUITING PERIODS IN ALL SPORTS**

**Intent:** To eliminate the March 13, 2020, through May 31, 2020, dead period and the June 1 through August 31, 2020, quiet period in all sports.

**Bylaws:** Amend 13.17, as follows:

13.17 Recruiting Calendars.

[13.17.1 through 13.17.4 unchanged.]

*13.17.5 Dead Period for All Sports. The following dead periods apply to all sports:-*

*(a) March 13, 2020 through May 31, 2020.*

*13.17.6 Quiet Period in All Sports. The following quiet periods apply to all sports:*

*(a) June 1 through August 31, 2020.*

**Source:** Division II Administrative Committee

**Effective Date:** September 1, 2020

**Additional Information:**

The Division II Administrative Committee voted to end the quiet period in all sports effective September 1, 2020. This action renders Bylaws 13.17.5 (dead period for all sports) and 13.17.6 (quiet period in all sports) unnecessary and, as such, this legislation can be removed from the Division II Manual.

NO. NC-2021-19 NCAA MEMBERSHIP -- ACTIVE MEMBERSHIP -- CONDITIONS AND OBLIGATIONS OF MEMBERSHIP -- COVID-19 LIABILITY WAIVERS

**Intent:** To prohibit an institution from requiring student-athletes to waive their legal rights regarding COVID-19 as a condition of athletics participation.

**Constitution:** Amend 3.3.4, as follows:

3.3.4 Conditions and Obligations of Membership.

[3.3.4.1 through 3.3.4.24 unchanged.]

**3.3.4.25 COVID-19 Liability Waivers. An institution shall not require student-athletes to waive their legal rights regarding COVID-19 as a condition of athletics participation.**

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

**Effective Date:** Immediate (applies retroactively), for the 2020-21 academic year only.

**Additional Information:**

During its August 4 meeting, the NCAA Board of Governors issued several directives related to the conduct of fall 2020 sports in the areas of health and safety, student-athlete well-being and the status of fall championships that needed to be addressed by the governance structure in each division. The Board of Governors directives specified that, while statements of personal commitment to health and safety are acceptable, member schools may not require student-athletes to waive their legal rights regarding COVID-19 as a condition of athletics participation. The intent of this directive is to avoid the type of broad, advance waivers requiring release from COVID-19 liability as a requirement to participate in athletics. The Board of Governors noted a distinction between a broad release and a pledge document requiring student-athletes to abide by virus mitigation measures.

NO. NC-2021-20 NCAA MEMBERSHIP -- ACTIVE MEMBERSHIP -- CONDITIONS AND OBLIGATIONS OF MEMBERSHIP -- COVID-19 RELATED HEALTH COSTS

**Intent:** To specify that, prior to a student-athlete participating in fall 2020 term competition (e.g., championship segment or nonchampionship segment competition; scrimmages combining teams from two different institutions; and practices combining teams from two different institutions), the institution shall: (1) Provide information on the waivers and legislative changes approved by Division II for student-athletes due to the impact of COVID-19 (e.g., accommodations for student-athletes who opt out, season-of-competition waivers); (2) Review the institution's institutional insurance coverage with student-athletes who plan to compete in the fall 2020 term and advise student-athletes to review their own existing coverage; (3) Inform student-athletes of the risk classification of their sports according to the NCAA Resocialization of Sport: Developing Standards for Practice and Competition; and (4) Provide information about how the institution is complying with the NCAA Resocialization of Sport: Developing Standards for Practice and Competition.

**Constitution:** Amend 3.3.4, as follows:

3.3.4 Conditions and Obligations of Membership.

[3.3.4.1 through 3.3.4.25 unchanged.]

**3.3.4.26 COVID-19 Health Costs. Prior to a student-athlete participating in fall 2020 term competition (e.g., championship segment or nonchampionship segment competition; scrimmages combining teams from two different institutions; and practices combining teams from two different institutions), the institution shall:**

- (a) Provide information on the waivers and legislative changes approved by Division II for student-athletes due to the impact of COVID-19 (e.g., accommodations for student-athletes who opt out, season-of-competition waivers);**
- (b) Review insurance coverage with student-athletes who compete in the fall 2020 term and provide student-athletes with information about the institution's coverage and advise student-athletes to review their own existing coverage;**
- (c) Inform student-athletes of the risk classification of their sports according to the NCAA Resocialization of Sport: Developing Standards for Practice and Competition; and**
- (d) Provide information about how the institution is complying with the NCAA Resocialization of Sport: Developing Standards for Practice and Competition.**

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

**Effective Date:** Immediate

**Additional Information:**

During its August 4 meeting, the NCAA Board of Governors issued several directives related to the conduct of fall 2020 sports in the areas of health and safety, student-athlete well-being and the status of fall championships that needed to be addressed by the governance structure in each division. The Board of Governors directives specified that the divisions must develop rules pertaining to COVID-19 related health costs. This proposal ensures that each student-athlete is able to make an informed decision regarding participation in competition in the fall 2020 term.

NO. NC-2021-21 FINANCIAL AID – TERMS AND CONDITIONS OF AWARDED ATHLETICS AID – REDUCTION AND CANCELLATION DURING PERIOD OF AWARD – REDUCTION OR CANCELLATION NOT PERMITTED – COVID-19 OPT OUT BY OCTOBER 1, 2020

**Intent:** To prohibit an institution from reducing or cancelling athletics aid for a student-athlete who, by October 1, 2020, chooses to opt out of countable athletically related activities during the 2020-21 academic year due to concerns about contracting COVID-19; further, to clarify that a student-athlete's decision to opt out of participation by October 1 2020, does not constitute a voluntary withdrawal from the team.

**Bylaws:** Amend 15.5.4, as follows:

15.5.4 Reduction and Cancellation during Period of Award.

15.5.4.1 Reduction or Cancellation Permitted. Athletics aid may be reduced or canceled during the period of the award, if the recipient:

[15.5.4.1-(a) through 15.5.4.1-(c) unchanged.]

- (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.**[See Bylaw 15.5.4.3-(c) for a student-athlete who opts out of countable athletically related activities by October 1, 2020, due to concerns about contracting COVID-19].**

[15.5.4.1.1 through 15.5.4.1.3 unchanged.]

[15.5.4.2 unchanged.]

15.5.4.3 Reduction or Cancellation Not Permitted. Athletics aid may not be decreased or canceled during the period of its award:

[15.5.4.3-(a) unchanged.]

- (b) Because of an injury, illness or physical or mental medical condition (except as permitted pursuant to Bylaw 15.5.4.1);~~or~~

- (c) Because a student-athlete, by October 1, 2020, chooses to opt out of countable athletically related activities during the 2020-21 academic year due to concerns about contracting COVID-19; or**

[15.5.4.3-(c) relettered as 15.5.4.3-(d), unchanged.]

[15.5.4.3.1 through 15.5.4.3.3 unchanged.]

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

**Effective Date:** Immediate (applies retroactively), for any athletics aid agreements signed for the 2020-21 academic year only.

**Additional Information:**

During its August 4 meeting, the NCAA Board of Governors issued several directives related to the conduct of fall 2020 sports in the areas of health and safety, student-athlete well-being and the status of fall championships that needed to be addressed by the governance structure in each division. The Board of Governors directives specified that all student-athletes must be provided an opportunity to opt out of participation due to concerns about contracting COVID-19, and if a student-athlete chooses to opt out, the individual's athletics scholarship commitment must be honored. The Board of Governors' directive only applies to a student-athlete who opts out of countable athletically related activities due to COVID-19 concerns. An institution may still require a student-athlete receiving athletics aid who opts out of CARA to participate in noncountable activities such as study hall or medical treatments. Financial aid may also be canceled or reduced for non-COVID-19 reasons in accordance with other NCAA Bylaw 15 provisions.



## Appendix D

# Convention Voting Procedures

The following terms and procedures involved in voting at NCAA Conventions have been reviewed by the Association's parliamentarian.

## Significant Terms

1. **Vote Announcement** - After a paddle, roll-call or secret ballot vote, the chair announces the vote and states whether the motion passed or failed.
2. **Retake a Vote** - A retake occurs when a paddle vote is taken again or when a paddle vote is counted. A retake may occur before the statement of the next question. After the statement of the next question, a motion to reconsider must be used to retake a vote. During a retake, voters may change their votes and new eligible voters may participate. A retake motion would be considered dilatory and, therefore, denied after a roll-call vote and out of order after a secret-ballot vote unless it is clear that the question was misunderstood or that fraud had occurred.
3. **Change a Vote** - In a paddle vote, a vote may be changed if a retake occurs or by rising for that purpose before the result is announced by the chair. After the announcement of the vote, but before the next question is stated, a change may be made only by permission of the assembly by a majority vote after a nondebatable motion. In a roll-call vote, a change may occur before closing the polls or the polls may be reopened to change a vote before the statement of the next question. In a secret-ballot vote, no change may be made once the ballot is cast. After the statement of the next question following a roll-call vote and after a vote is cast in a secret ballot, a vote change can occur only through a successful motion to reconsider.
4. **Recount a Vote** - This applies only to a secret-ballot vote. The ballots simply are counted again as cast and can be ordered only by a majority vote of the assembly.
5. **Closing the Polls** - For roll-call and secret-ballot votes, the polls are opened when the chair calls for the vote. When the chair has ascertained that all who so desire have voted or have changed their votes, the chair will state that the polls are closed. If there is disagreement on closing the polls, they may be closed by a two-thirds vote on a nondebatable motion to do so. Once the polls are closed, the polls may be reopened before the statement of the next question by majority vote on a nondebatable motion to do so. Once the polls are closed, however, the chair will move to the next item on the agenda.
6. **Statement of Next Question** - When a new motion is made and seconded, the chair will announce that "The motion before you is.... Is there any discussion?" This is the statement of the next question and ends the opportunity to retake a vote or reopen the polls in regard to the preceding question.
7. **Reconsideration** - After the statement of the next question, only one motion to reconsider any foregoing question may be made before adjournment of the Convention by any member that voted on the prevailing side in the original consideration. Reconsideration of a vote taken in a division or subdivision business session must occur in that division's or subdivision's business

session, except that such reconsideration also may occur during a designated period at the beginning of the general business session.

## Voting Procedures

### 1. Paddle Voting

- a. The chair calls for a vote by paddles, and determines the result by sound or sight from the dais.
- b. The chair may retake the vote if there is doubt.
- c. The chair must have the vote counted if requested by a voting delegate. The chair also may choose to retake a paddle vote and have it counted by hand or by the wireless voting system.
- d. During a retake, new voters may participate or votes may be changed. Vote changes also may occur before the result is announced by the chair.
- e. A retake will not be permitted after the next question has been stated. A request to retake a counted vote will be regarded as dilatory by the chair and will not be allowed.

### 2. Roll-Call Voting (by Wireless Voting System)

- a. A roll-call vote may be designated by the Presidents Council or ordered by a majority of the voters, following a nondebatable motion to vote in that manner. If both a secret-ballot and a roll-call vote are moved, the assembly votes first on whether or not to vote by roll call. A motion to conduct a secret ballot on an issue designated for roll call by the Presidents Councils will be considered out of order.
- b. Once ordered, the chair shall call for a roll-call vote by use of wireless voting system.
- c. The chair shall determine if everyone who wishes to has voted, or if anyone wishes to change a vote. When it appears that all ballots have been cast, the chair shall state that polls are closed.
- d. The chair will move to the next available item on the agenda while votes are being tallied. No new votes, changes or corrections to the prior question are permitted unless the polls are reopened, and such a motion will be out of order after the next question is stated by the chair. Once the new question is stated by the chair, the only way to return to any foregoing question is by reconsideration, and only one motion for reconsideration of a given item is permitted.
- e. Abstentions will not be counted in the determination of a majority.

### 3. Ballot Voting (Secret Ballot)

- a. A secret ballot may be ordered by the assembly before, during or after any ordinary vote (but before the next question is stated) by a majority vote on a nondebatable motion to do so.
- b. Once ordered, the chair shall ask for the vote by wireless voting system. Votes will be tallied electronically, but only a summary printout of results will be reported.
- c. After the chair determines that all who wish to vote have voted, the polls shall be closed. A vote change shall not be permitted once the vote is cast.
- d. The chair will move to the next available item on the agenda while votes are being tallied. Once the next question is stated by the chair, the polls may not be reopened for a new vote on the prior issue.
- e. Abstentions will not be counted in the total for determination of a majority.

## Appendix E

### NCAA Governance Structure

#### Board of Governors

Chair - John DeGioia

<b>Div.</b>	<b>Name, Institution</b>	<b>Conference</b>	<b>Term Exp.</b>
FBS	Rebecca Blank, University of Wisconsin-Madison	Big Ten Conference	August 2024
FBS	Philip DiStefano, University of Colorado, Boulder	Pac-12	August 2021
FBS	Burns Hargis, Oklahoma State University	Big 12	August 2021
FBS	Renu Khator, University of Houston	American Athletic Conference	August 2023
FBS	Jere Morehead, University of Georgia	Southeastern Conference	August 2024
FBS	Denise Trauth, Texas State University	Sun Belt	August 2021
FBS	Satish Tripathi, University at Buffalo, the State University of New York	Mid-American Conference	August 2021
FBS	Randy Woodson, North Carolina State University	Atlantic Coast	August 2023
FCS	Rita Hartung Cheng, Northern Arizona University	Big Sky Conference	August 2023
FCS	David Wilson, Morgan State University	Mid-Eastern Athletic Conference	August 2023
DI	John DeGioia, Georgetown University	Big East	August 2022
DI	James Harris, University of San Diego	West Coast Conference	August 2023
DII	Allison Garrett J.D., Emporia State University	Mid-America Intercollegiate Athletics Association	January 2021
DII	Sandra Jordan, University of South Carolina Aiken	Peach Belt	January 2021
DIII	Tori Murden McClure, Spalding University	St. Louis Intercollegiate Athletic	January 2021
DIII	Fayneese Miller, Hamline University	Minnesota Intercollegiate Athletic Conference	January 2021

Ex officio	Heather Benning, Midwest Conference	Midwest Conference	January 2021
Ex officio	M. Grace Calhoun, University of Pennsylvania	The Ivy League	June 2021
Ex officio	Christopher Graham, Rocky Mountain Athletic Conference	Rocky Mountain Athletic Conference	January 2021
Independent	Ken Chenault, General Catalyst		August 2021
Independent	Mary Sue Coleman, Association of American Universities		August 2021
Independent	Robert Gates, Former Secretary of Defense		August 2023
Independent	Grant Hill, CBS/Warner Media and Atlanta Hawks		August 2022
Independent	Vivek Murthy, 19th Surgeon General of the United States		August 2021

*NCAA Staff Liaisons:*

Donald Remy, Chief Operating Officer and Chief Legal Officer

Jackie Campbell, Managing Director of Law, Policy and Governance

## Division II Presidents Council

Chair - Sandra Jordan

<b>Name, Institution</b>	<b>Term Exp.</b>
M. Christopher Brown II, Kentucky State University	January 2025
Carlos Campo, Ashland University	January 2026
Fr. John Denning, Stonehill College	January 2022
Michael A. Driscoll, Indiana University of Pennsylvania	January 2024
Rex Fuller, Western Oregon University	January 2024
Allison Garrett, Emporia State University	January 2023
John Y. Gotanda, Hawaii Pacific University	January 2026
Gayle E. Hutchinson, California State University, Chico	January 2023
Sandra Jordan, University of South Carolina Aiken	January 2023
T. Dwayne McCay, Florida Institute of Technology	January 2026
Bruce McLarty, Harding University	January 2025
Colleen Perry Keith, Goldey-Beacom College	January 2026
Donna Price-Henry, The University of Virginia's College at Wise	January 2026
Elwood Robinson, Winston-Salem State University	January 2022
Steven Shirley, Minot State University	January 2025
William Thierfelder, Belmont Abbey College	January 2024

### *NCAA Staff Liaisons:*

Terri M. Steeb Gronau, Vice President for Division II

Maritza S. Jones, Managing Director of Division II

Stephanie Quigg, Director of Academic and Membership Affairs

Angela Red, Associate Director of Academic and Membership Affairs

Karen Wolf, Associate Director of Academic and Membership Affairs

Markie Cook, Assistant Director of Research for Division II

Jill Waddell, Executive Assistant for Division II

## Division II Management Council

Chair - Christopher Graham

<b>Name, Institution</b>	<b>Term Exp.</b>
Brenda Cates, University of Mount Olive	January 2024
Jessica Chapin, American International College	January 2021
Teresa Clark, Cedarville University	January 2022
Laura L. Clayton Eady, University of West Georgia	January 2023
Mark A. Corino, Caldwell University	January 2024
J. Lin Dawson, Clark Atlanta University	January 2022
Robert Dranoff, East Coast Conference	January 2022
Amy Foster, Seattle Pacific University	January 2022
Marty Gilbert, Mars Hill University	January 2023
Christopher Graham, Rocky Mountain Athletic Conference	January 2021
Amy Henkelman, Dominican University of California	January 2025
Felicia Johnson, Virginia Union University	January 2021
Jim Johnson, Pittsburg State University	January 2022
Kristi Kiefer, Fairmont State University	January 2024
Braydon Kubat, University of Minnesota Duluth	January 2022
David B. Kuhlmeier, Valdosta State University	January 2023
Courtney Lovely Evans, Palm Beach Atlantic University	January 2022
David Marsh, Northwood University	January 2023
Madeleine McKenna, California University of Pennsylvania	January 2022
Carrie Michaels, Shippensburg University of Pennsylvania	January 2024
Doug Peters, Minnesota State University Moorhead	January 2024
Julie Rochester, Northern Michigan University	January 2022
Judy Sackfield, Texas A&M University-Commerce	January 2023
Harry Stinson III, Lincoln University (Pennsylvania)	January 2025
Christie Ward, Georgia Southwestern State University	January 2023
Jeff Williams, East Central University	January 2024
Steven Winter, Sonoma State University	January 2023
Jerry Wollmering, Truman State University	January 2024

### *NCAA Staff Liaisons:*

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Maritza S. Jones, Managing Director of Division II  
Stephanie Quigg, Director of Academic and Membership Affairs  
Angela Red, Associate Director of Academic and Membership Affairs  
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Jill Waddell, Executive Assistant for Division II



2021 NCAA CONVENTION – DIVISION II BUSINESS SESSION

Official Notice No. (SPOPL No.)	Title	Effective Date	Presidents Council Position (Source)	Speaker (Back-Up)	Topical Grouping	Type of Vote	FARA Position	SAAC Position	Notes
	APPROVAL OF THE OFFICIAL NOTICE			Graham		Roll Call			
2021-1 (2-1)	VARIOUS BYLAWS -- STUDENT-ATHLETE USE OF NAME, IMAGE AND LIKENESS	August 1, 2021	NCAA Division II Presidents Council [Management Council (Legislation Committee)]	Speaker 1: Robinson Speaker 2: Larson (Cates)	Name, Image and Likeness	Roll Call	Support	Support	
2021-2 (2-2)	ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS AND TWO-YEAR COLLEGE TRANSFERS -- ELIMINATION OF NONQUALIFIER QUALIFICATION STATUS -- ACCESS TO ATHLETICS AID AND PRACTICE FOR ALL INCOMING STUDENT-ATHLETES	August 1, 2021	NCAA Division II Presidents Council [Management Council (Academic Requirements Committee)]	Hutchinson (F. Johnson)	Eligibility	Roll Call	Support	Support	
2021-3 (2-3)	ELIGIBILITY -- FRESHMAN ACADEMIC REQUIREMENTS AND TWO-YEAR COLLEGE TRANSFERS -- NONQUALIFIERS -- ACCESS TO ATHLETICS AID	August 1, 2021	NCAA Division II Presidents Council [Management Council (Academic Requirements Committee)]	Driscoll (Peters)	Eligibility	Roll Call	Support	Support	<i>If Proposal No. 2021-2 is adopted, this proposal is rendered moot and will not be voted on by the membership.</i>



**2021 NCAA Convention Procedural Issues and Clarifications**  
**Regarding NCAA Division II Proposals**

1. Corrections. There are no corrections to the 2021 NCAA Convention Division II Official Notice.
2. Reordering of proposals. There are no reordering issues at this time.
3. Withdrawal issues. There are no withdrawal issues at this time.
4. Mootnicity issues. Proposal No. 2021-3 shall be moot if Proposal No. 2021-2 is adopted. Thus, Proposal No. 2021-3 will only be considered on the Convention floor if Proposal No. 2021-2 is defeated.
5. Immediate effective date. There are no proposals that have an immediate effective date.
6. Alternate effective date. There are no proposals that have an alternate effective date.
7. Delayed effective date. There are no proposals that have a delayed effective date.
8. Football only vote. There are no proposals that affect only football.
9. Interpretations. There are no official interpretations of the proposals at this time.
10. Noncontroversial legislation amendments. There are no noncontroversial legislation amendments at this time.
11. Voting Delegates and/or Delegates with Speaking Privileges. Per Division II legislation and prior to the business session, each institution and conference shall appoint its primary and alternate voting delegates. Division II legislation also outlines those individuals that have speaking privileges during the business session.

These individuals will receive information via email on Wednesday, January 13 on how to use and log into the Lumi platform, how to join the speaking queue and how to vote electronically. Lumi is the third-party vendor that assists Division II each year with its business session voting and will be providing the electronic application for voting and speaking for the virtual business session this year.

In addition to logging into the Lumi platform, all delegates (including voting delegates and/or delegates with speaking privileges) should access the NCAA MVP Convention platform to hear and see the business session via Zoom. The Lumi platform has no audio or video access for the business session.



If you are the voting delegate and/or delegate with speaking privileges and did not receive the login information for the Lumi platform by January 13, please contact the following staff members:

Stephanie Quigg ([squigg@ncaa.org](mailto:squigg@ncaa.org))

Angela Red ([ared@ncaa.org](mailto:ared@ncaa.org))

12. Motion to divide a proposal. A voting delegate may "divide" a properly moved proposal into two or more parts to be voted on separately only if the parts make sense as they stand alone and only if each part may be adopted without any of the others.
- a. A voting delegate may make a motion to divide a proposal after it is properly moved and seconded.
  - b. A motion to divide a proposal:
    - (1) Requires the delegate making the motion to clearly articulate the division;
    - (2) Requires a second;
    - (3) Is a debatable motion; and
    - (4) Requires a simple majority for adoption.
  - c. The chair of the business session will facilitate a motion to divide a proposal.

If a voting delegate has any questions regarding a motion to divide a proposal, the voting delegate should contact Karen Wolf ([kwolf@ncaa.org](mailto:kwolf@ncaa.org)).

13. Reconsideration of a proposal. A "window of reconsideration" is available to delegates at the end of the business session following a brief break to reconsider the outcome of a particular vote on a proposal. A motion to "reconsider" a proposal should only be made during this period.
- a. A voting delegate on the prevailing side of the vote on a proposal may make a motion to reconsider a proposal.
  - b. The chair of the business session will facilitate the reconsideration of a proposal.
  - c. The first vote is on the motion to reconsider the outcome (pass or fail) of a proposal and is a debatable motion. Motions to reconsider the outcome (pass or fail) of a proposal require a majority approval.

- d. If the motion to reconsider is approved, the delegates may debate the merits of the proposal and will vote on whether the proposal should be adopted or defeated.
- e. Delegates with speaking rights may only speak to the merits of a particular proposal twice. For example, if a delegate spoke once on the merits during the original consideration of the proposal, the delegate may only speak once on the merits of the proposal during reconsideration of the proposal.

If a voting delegate has any questions regarding the reconsideration of a proposal, the voting delegate should contact one of the following Division II governance staff members:

Terri Steeb Gronau ([tgronau@ncaa.org](mailto:tgronau@ncaa.org));

Maritza Jones ([msjones@ncaa.org](mailto:msjones@ncaa.org)); or

Ryan Jones ([rjones@ncaa.org](mailto:rjones@ncaa.org)).



**2021 NCAA Convention Division II Legislative Proposals**  
**Question and Answer Guide**

**(Last Updated: December 4, 2020)**

*Please note this is the final edition of the 2021 NCAA Convention Division II Legislative Proposals Question and Answer Guide.*

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**NCAA Division II Proposal No. 2021-1 (No. 2-1) – Various Bylaws -- Student-Athlete Use of Name, Image and Likeness**

**Question No. 1:** What is a name, image and likeness activity?

**Answer:** A name, image and likeness activity involves the use of a prospective and current student-athlete's name, image and likeness for promotional purposes.

**Question No. 2:** What types of name, image and likeness activities are subject to the proposal?

**Answer:** For purposes of this proposal, a name, image and likeness activity includes any promotional situation in which a prospective or current student-athlete is being compensated (e.g., cash, product or other benefit) for use of their name, image, likeness or personal appearance. Name, image and likeness activities include compensation in exchange for a prospective or current student-athlete's name, image or likeness as a product or service, such as the student-athlete's autograph, photograph or personal appearance.

<b>Examples of Name, Image and Likeness Activities</b>	
<b>Student-Athlete Businesses Activities</b>	<b>Third-Party Promotion of a Commercial Product or Service</b>
Self-employment or business ownership (providing a product or service), including examples such as music, selling sports equipment, and others noted below.	Appearance in television advertisements for commercial products or services.
Providing lessons, including conducting camps, clinics and tutorials regardless of platform (e.g., live, in-person or streaming online).	Appearance in print or social media advertisements for commercial products or services.
Sale of merchandise owned by the student-athlete [including items provided by the institution for athletics participation (e.g., awards, apparel no longer used by the institution)].	Use of a student-athlete's name or voice in audio advertisements for commercial products or services.
Sale of autographs while not representing the institution.	Personal appearances (independent of the institution) by a student-athlete to promote commercial products or services (e.g., appearance at a commercial establishment).
Personal appearances (independent of the institution) not in promotion of commercial products or services.	Social media influencer (compensation for social media activity/posting).

**Question No. 3:** Does this proposal apply retroactively (e.g., prior to August 1, 2021)?

**Answer:** No.

**Question No. 4:** For purposes of this proposal, what is an institutional mark?

**Answer:** An institutional mark is any protected name or identifying mark of an intercollegiate institution (e.g., logo, seal, protected verbiage, including team names and nicknames, mascots) ordinarily requiring licensing prior to commercial use.

**Question No. 5:** If adopted, will this proposal impact the application of state laws that conflict with Division II legislation related to student-athlete name, image and likeness?

**Answer:** The NCAA continues to work with federal legislators toward the development and passage of national name, image, and likeness legislation by the House and Senate such that the federal law would pre-empt any applicable state legislation. It is expected that there will be a period between adoption and the effective date by which time we hope a federal bill will be in place.

**Question No. 6:** What, if any, are the amateurism and eligibility implications for student-athletes that transfer from another division within the NCAA that have differing name, image and likeness legislation?

**Answer:** A student-athlete must be certified by the NCAA Eligibility Center upon transfer to a Division II institution to ensure that the student-athlete's pre-enrollment activities met Division II amateurism legislation. A student-athlete's post-enrollment activities must be consistent with the name, image and likeness legislation of the division of his or her enrollment. Therefore, a transfer student who departed their previous institution while ineligible must have their eligibility reinstated prior to being certified as eligible at the receiving institution, regardless of division. A student-athlete who engages in activity consistent with the name, image and likeness legislation of the division of his or her enrollment does not need to seek reinstatement if such activity is later determined to be inconsistent with Division II legislation.

**Question No. 7:** Does this proposal require compensation from name, image and likeness activities to be included in a student-athlete's cost of attendance?

**Answer:** No. Earnings resulting from permissible name, image and likeness activities are not counted in determining a student-athlete's cost of attendance or in the institution's financial aid limitations.

**Student-Athlete Business Activities.**

**Question No. 1:** What is the current legislation regarding a student-athlete using their name, image and likeness for business activities?

**Answer:** Currently, a student-athlete is permitted to use their name, image and likeness to promote nonathletically related work product (e.g., music, novel), provided no reference is made to their involvement in intercollegiate athletics. However, a student-athlete is not permitted to use their name, image and likeness to promote athletically related work product.

**Question No. 2:** If adopted, would a student-athlete be permitted to reference their involvement in intercollegiate athletics in the promotion of their own business activities?

**Answer:** Yes.

**Question No. 3:** If adopted, would a student-athlete be permitted to use their name, image and likeness to promote their own athletically related work product?

**Answer:** Yes.

**Question No. 4:** May a student-athlete miss class time to participate in name, image and likeness activities?

**Answer:** No.

**Question No. 5:** Will this proposal permit a student-athlete to reference enrollment at a member institution in the promotion of their own business activities?

**Answer:** Yes; however, such references must be consistent with institutional policies applicable to any student.

**Question No. 6:** Will this proposal permit a student-athlete to use institutional marks in the promotion of their own business activities?

**Answer:** Yes; however, the student-athlete must adhere to all applicable institutional processes for use of institutional marks in a manner consistent for members of the general public.

**Question No. 7:** Under this proposal, may a student-athlete receive compensation for teaching or coaching sport skills or techniques in his or her sport on a fee-for-lesson basis?

**Answer:** Yes, provided all compensation received by the student-athlete is consistent with the criteria governing compensation to student-athletes [see Bylaw 12.4.1 (criteria governing compensation to student-athletes)].

**Question No. 8:** Will this proposal permit the use of institutional facilities in connection with a student-athlete's business activities (e.g., fee-for-lessons, camps or clinics)?

**Answer:** Yes, provided the student-athlete adheres to all applicable institutional processes for facility rentals in a manner consistent for members of the general public.

**Question No. 9:** Will this proposal permit a student-athlete to receive compensation for signing autographs?

**Answer:** Yes, provided the activity does not occur while the student-athlete is representing the institution (e.g., reported for practice or competition, community engagement event, institutional promotional activity).

**Question No. 10:** Will this proposal permit an institution to purchase the work product or services of a student-athlete?

**Answer:** No.

**Question No. 11:** Will this proposal permit a student-athlete to sell an item received for participation in intercollegiate athletics (e.g., awards, apparel, used equipment issued and no longer used by the institution)?

**Answer:** Yes. A student-athlete, at any time, may sell items provided by the institution, conference or NCAA, including awards, used equipment and apparel retained by the student-athlete that the institution will not reuse.

**Question No. 12:** Under this proposal, may a student-athlete sell institutional merchandise they purchased from the institution?

**Answer:** Yes. The sale of institutional merchandise is subject to institutional restrictions related to the resale of items that include institutional marks.



**Question No. 13:** Under this proposal, will an institution be permitted to repurchase memorabilia (e.g., awards) from a student-athlete?

**Answer:** No.

**Question No. 14:** If adopted, may an institution provide a student-athlete with items (e.g., awards, apparel, used equipment issued and no longer used by the institution) for the specific purpose of having the student-athlete sell the items?

**Answer:** No.

**Question No. 15:** Will this proposal permit a student-athlete to use their name, image and likeness to sell personal items not issued by the institution (e.g., a television monitor)?

**Answer:** Yes. Please note that existing NCAA legislation related to extra benefits would continue to apply.

**Question No. 16:** Will this proposal permit a student-athlete to use their name, image and likeness to promote their own nonprofit or charitable foundation?

**Answer:** Yes.

**Question No. 17:** Under this proposal, will a student-athlete still be permitted to receive actual and necessary expenses and reasonable benefits associated with national team practice and competition (e.g., healthcare, broken-time payments)?

**Answer:** Yes.

**Promotion or Endorsement of a Third-Party Product or Service.**

**Question No. 1:** If adopted, may a student-athlete receive compensation to endorse or promote a commercial product or service from a third-party (e.g., student-athlete appears on a billboard for a local car dealership)?

**Answer:** Yes.

**Question No. 2:** Would this proposal permit a student-athlete to endorse a commercial product or service based on his or her athletics ability?

**Answer:** Yes.

**Question No. 3:** Will this proposal permit a student-athlete to reference enrollment at a member institution in the promotion or endorsement of a third-party product or service?

**Answer:** Yes; however, such references must be consistent with institutional policies applicable to any student.

**Question No. 4:** Will this proposal permit a student-athlete to use institutional marks in the promotion or endorsement of a third-party product or service?

**Answer:** No.

**Question No. 5:** May a student-athlete miss class to participate in name, image and likeness activities associated with the promotion or endorsement of a commercial product or service?

**Answer:** No.

**Question No. 6:** Will this proposal permit a student-athlete to receive compensation for an appearance at a commercial establishment?

**Answer:** Yes.

**Question No. 7:** Will a student-athlete be permitted to model athletics apparel and/or equipment?

**Answer:** Yes.

**Question No. 8:** Under this proposal, would a student-athlete be permitted to receive athletics apparel and/or equipment as a form of compensation from a commercial establishment?

**Answer:** Yes.

**Question No. 9:** Under this proposal, would a student-athlete be permitted to establish a monetized media platform (e.g., YouTube, Instagram)?

**Answer:** Yes.

**Question No. 10:** If adopted, would a student-athlete be permitted to receive cash or commercial products in exchange for the promotion or endorsement of a third-party product or service through a media platform (e.g., YouTube, Instagram)?

**Answer:** Yes.

**Question No. 11:** Would this proposal permit a student-athlete to appear in a commercial advertisement while wearing an institution's athletics uniform/apparel or institutional apparel?

**Answer:** No. The intent is that there be no commercial promotion while in any institutional items that bear institutional marks. This would include the institution's athletics uniform of the student-athlete's sport, institutional athletics apparel (e.g., institution's athletics polo) and institutional apparel (e.g., institutional t-shirt purchased at an institution's bookstore).

**Question No. 12:** Under this proposal, would a student-athlete be permitted to license their name, image and likeness (e.g., trademark of student-athlete's nickname) to a third-party to be included on commercial products sold by the third-party?

**Answer:** Yes.

**Question No. 13:** If adopted, will there be any restrictions on the types of name, image and likeness activities involving a commercial product or service that a student-athlete may permissibly engage in?

**Answer:** Yes. A student-athlete would not be permitted to engage in name, image and likeness activities involving a commercial product or service that conflicts with NCAA legislation (e.g., sports wagering, banned substances). Further, an institution or conference, at its discretion, may adopt policies that are more stringent as it relates to the types of name, image and likeness activities a student-athlete may or may not engage in.

**Question No. 14:** If adopted, may an institution implement policies that restrict a student-athlete from entering into an agreement with companies that may conflict with an institution's current endorsement deal(s)?

**Answer:** Yes. The institution would be expected to disclose any limitations or restrictions while the student is a current or prospective student-athlete.

**Question No. 15:** If adopted, may an athletics aid agreement that accompanies a National Letter of Intent agreement specify that a student-athlete will not be compensated for name, image and likeness activities as it relates to institutional publications (e.g., institutional website, institutional social media page)?

**Answer:** Yes.

**Question No. 16:** Will this proposal eliminate the requirement that an institution or other entity take steps on behalf of a student-athlete to stop the use of a student-athlete's name, image and likeness without the student-athlete's knowledge or permission?

**Answer:** Yes. The institution or other entity acting on the behalf of the student-athlete will no longer be required to take steps to stop such activity in order for the student-athlete to retain eligibility. However, a student-athlete will have the opportunity to take the necessary steps (e.g., cease and desist) to stop the use of their name, image and likeness when it is being used without their knowledge.

**Question No. 17:** How will this proposal impact the promotional activities legislation?

**Answer:** A commercial establishment would be permitted to use the appearance, name or picture of an enrolled student-athlete to promote an institutional fundraising activity.

**Question No. 18:** Under this proposal, may a commercial establishment sell commercial items with the name, image or likeness of a student-athlete as part of its promotion of an institutional fundraising activity?

**Answer:** No.

**Question No. 19:** Will a commercial business be permitted to use the name, image or likeness of a student-athlete in a “name the player” contest for the purpose of promoting the commercial business?

**Answer:** Yes.

**Question No. 20:** If adopted, will it remain permissible for a student-athlete's name or Image, or the group picture of an institution's athletics team, to appear in a congratulatory advertisement of a commercial business?

**Answer:** Yes.

**Question No. 21:** May a congratulatory advertisement include a student-athlete's name or image or the group picture of an institution's athletics team and the product of the commercial business?

**Answer:** Yes.

**Question No. 22:** Will this proposal eliminate the requirements associated with NCAA Division II Bylaw 12.5.1.3 (congratulatory advertisement)?

**Answer:** Yes.

**Question No. 23:** Will it remain permissible for a student-athlete's name or image to appear in books, articles and other publications, films, videotapes and other types of electronics reproduction related to sports skill demonstration?

**Answer:** Yes. (See Question No. 16 for further information regarding the use of a student-athlete's name, image and likeness without the student-athlete's knowledge or permission).

**Question No. 24:** Will this proposal eliminate the requirements under NCAA Division II Bylaw 12.5.1.4 (educational products related to sport skill instruction)?

**Answer:** Yes.

**Question No. 25:** Will it remain permissible for a student-athlete to participate in media activities (e.g., appearance on radio, television, in films or stage production or participation in writing projects) when such appearance or participation is based on a student-athlete's athletics ability or prestige?

**Answer:** Yes.

**Question No. 26:** Will this proposal eliminate the requirements under NCAA Division II Bylaw 12.5.3 (media activities)?

**Answer:** Yes.

**Fundraisers for Extreme Circumstances.**

**Question No. 1:** If adopted, may a current student-athlete fundraise for any items of need (e.g., tuition, laptop)?

**Answer:** No. Student-athletes will be limited to fundraising for extreme circumstances that are the result of events beyond the control of the student-athlete.

**Question No. 2:** Under this proposal, who will determine what is considered an extreme circumstance?

**Answer:** The institution.

**Question No. 3:** Under this proposal, may an institution still organize a fundraiser for a student-athlete (or relatives) in instances of extreme circumstances beyond the control of the student-athlete (e.g., house fire or catastrophic injury resulting in medical bills)?

**Answer:** Yes.

**Question No. 4:** Under this proposal, is a current student-athlete, relative or friend permitted to use the student-athlete's name, image and likeness when raising funds for instances of extreme circumstances beyond the control of the student-athlete (e.g., house fire or catastrophic injury resulting in medical bills)?

**Answer:** Yes.

**Question No. 5:** Will this proposal permit an institutional staff member to donate to a current student-athlete, relative or friend's fundraiser?

**Answer:** Yes.

**Question No. 6:** Will this proposal permit an institution or conference to promote a student-athlete's fundraiser on its institutional or conference advertising platforms (e.g., website, social media page)?

**Answer:** Yes.

**Question No. 7:** Will this proposal permit a representative of the athletics interest to donate to a current student-athlete, relative or friend's fundraiser?

**Answer:** Yes.

### **Institutional Involvement.**

**Question No. 1:** Will this proposal permit institutional involvement in the development, operation or promotion of a student-athlete's name, image and likeness activities or a student-athlete's business activities?

**Answer:** No. Neither the institution nor a member of the institution's staff may be involved in the development, operation or promotion of a student-athlete's business activity. Examples of activities that would constitute impermissible institutional involvement include, but are not limited to: (1) Institutional purchase of a prospective or current student-athlete's work product or service; (2) Institutional promotion of the availability of a student-athlete's private lessons or camps or clinics; and (3) Institution

arranging the sale of a student-athlete's business product. Business activities developed as part of the student-athlete's coursework or academic program are not subject to these restrictions, provided such institutional assistance (e.g., access to institutional facilities, development assistance) is extended to all participating students in the course or program.

**Question No. 2:** If adopted, will this proposal allow for any form of institutional involvement in a student-athlete name, image and likeness activities or business activities?

**Answer:** Yes. Institutions would be encouraged, though not required, to provide comprehensive education to their student-athletes regarding name, image and likeness activities. The following activities would be permitted without triggering an impermissible institutional involvement in a student-athlete's name, image and likeness activity: (1) Providing educational programming on name, image and likeness and associated regulations; (2) Assisting in evaluating opportunities to ensure compliance with name, image and likeness legislation, including compliance elements (e.g., booster engagement); (3) Assistance with reporting expectations; and (4) Assistance with evaluation of professional service providers (e.g., name, image and likeness counseling panel).

**Question No. 3:** Will this proposal permit institutional involvement in identifying or securing name, image and likeness activities?

**Answer:** No. It will be impermissible for institutions or third parties hired by the institution, to be involved in identifying or securing name, image and likeness opportunities for a prospective or current student-athlete (e.g., pairing a student-athlete with a company seeking a student-athlete for an advertisement).

**Question No. 4:** Will this proposal permit an institution to be involved in identifying, selecting, arranging or providing payment for professional service providers related to student-athlete name, image and likeness activities?

**Answer:** No; however, an institution may assist current student-athletes with vetting professional service providers through a name, image and likeness counseling panel, similar to the activities that are currently permissible for institutional professional sports counseling panels related to a student-athlete's professional sports opportunities.

**Reporting Requirements.**

**Question No. 1:** Will this proposal require a student-athlete to report name, image and likeness activities to the institution?

**Answer:** Yes. A student-athlete would be required to report to the institution's athletics department information related to the use of their name, image and likeness on an annual basis.

**Question No. 2:** What information would a student-athlete be required to report?

**Answer:** It is anticipated that the student-athlete will be required to report contact information for all parties involved in the use of their name, image and likeness, as well as any involved professional service providers. The student-athlete may also be required to report compensation arrangements and the details of their relationship with involved parties. Between the legislation's adoption and effective date, additional reporting details will be determined consistent with any applicable laws.

**Question No. 3:** Under this proposal, when will a student-athlete be required to report name, image and likeness activities to the institution?

**Answer:** The student-athlete shall report information of any arrangements (i.e., executed agreement) or agreement for the use of their name, image or likeness and provide updates to the information if arrangements with the commercial entity or third parties change. Between the legislation's adoption and effective date, additional reporting details will be determined consistent with any applicable laws.

**Question No. 4:** How will a current student-athlete's eligibility be impacted based on the reporting of name, image and likeness activities?

**Answer:** A student-athlete's eligibility would be evaluated and the reinstatement decision processed consistent with other alleged rules violations.

**Question No. 5:** Under this proposal, will an institution be required to utilize the form created by the NCAA or may an institution create and use their own form?

**Answer:** Between the legislation's adoption and effective date, additional reporting details will be determined consistent with any applicable laws.



**Professional Service Providers.**

**Question No. 1:** For purposes of this proposal, who is a professional service provider?

**Answer:** A professional service provider is an individual who provides third-party services to an individual regarding their name, image and likeness. It includes, but is not limited to, an agent, tax advisor, marketing consultant, attorney or anyone who is employed or associated with such persons.

**Question No. 2:** For purposes of this proposal, who is an agent?

**Answer:** An agent is any individual who, directly or indirectly, represents or attempts to represent an individual for the purpose of marketing his or her athletics ability or reputation in order to secure a professional sports opportunity.

**Question No. 3:** Will professional service providers be required to register with the NCAA?

**Answer:** No.

**Prospective Student-Athletes.**

**Question No. 4:** If adopted, may a prospective student-athlete enter into an agreement with a professional service provider prior to August 1, 2021?

**Answer:** No. If a prospective student-athlete enters into an agreement with a professional service provider prior to August 1, 2021, they will jeopardize their amateur status and eligibility for intercollegiate participation in a particular sport.

**Question No. 5:** If adopted, will this proposal permit a prospective student-athlete to use professional service providers (e.g., agent, tax advisor) in connection with their name, image and likeness activities?

**Answer:** Yes.

**Question No. 6:** Will this proposal permit a prospective student-athlete to use an institutional staff member as a professional service provider (e.g., agent, tax advisor) in connection with their name, image and likeness activities?

**Answer:** No. (See Question Nos. 9 and 10 for information on nonathletics staff members and independent contractors of an institution serving as professional service providers for prospective student-athletes).

**Question No. 7:** May a representative of the institution's athletics interest provide professional services (e.g., contract review, tax services) to a prospective student-athlete in connection with their own business or name, image and likeness activities?

**Answer:** Yes, provided the institution is not involved in identifying or selecting a booster as a professional service provider or arranging or providing payment. Existing offer and inducement legislation would continue to apply.

**Question No. 8:** If adopted, may a prospective student-athlete use professional service providers (e.g., agent, tax advisor) to promote their athletics reputation for professional sports opportunities?

**Answer:** Yes; however, any agreement related to professional sports opportunities must be terminated upon enrollment at a Division II institution.

**Question No. 9:** May a nonathletics staff member (e.g., admissions officer, professor) serve as a professional service provider for a prospective student-athlete's name, image and likeness activities?

**Answer:** No. Permitting a nonathletics staff member to serve as a professional service provider for a prospective student-athlete would be contrary to the NCAA Board of Governors' guiding principle of prohibiting recruiting inducements.

**Question No. 10:** May an independent contractor of the institution serve as a professional service provider for a prospective student-athlete's name, image and likeness activities?

**Answer:** Yes, provided there is no institutional involvement identifying or selecting the independent contractor or arranging or providing payment.

**Question No. 11:** Will this proposal allow a prospective student-athlete to use an athletics scholarship agent for purposes of securing an athletics scholarship?

**Answer:** Yes.

**Question No. 12:** Will this proposal allow a scouting service or agent to distribute information about a prospective student-athlete (e.g., high school academic and athletics records, physical statistics) to member institutions without jeopardizing their eligibility?

**Answer:** Yes.

**Question No. 13:** Will this proposal permit a prospective student-athlete to utilize a scouting service that charges a fee contingent on placing the prospective student-athlete in a collegiate institution as a recipient of athletics aid?

**Answer:** Yes.

**Question No. 14:** Would this proposal permit a prospective student-athlete to receive free or discounted services from a scholarship agent?

**Answer:** Yes.

**Current Student-Athletes.**

**Question No. 15:** If adopted, may a current student-athlete enter into an agreement with a professional service provider prior to August 1, 2021?

**Answer:** No. If a current student-athlete enters into an agreement with a professional service provider prior to August 1, 2021, they will jeopardize their amateur status and eligibility for intercollegiate participation in a particular sport.

**Question No. 16:** If adopted, will this proposal permit a current student-athlete to use professional service providers (e.g., agent, tax advisor) in connection with their name, image and likeness activities?

**Answer:** Yes.

**Question No. 17:** Will this proposal permit a current student-athlete to use an institutional staff member as a professional service provider (e.g., agent, tax advisor) in connection with their name, image and likeness activities?

**Answer:** No. (See Question No. 19 on nonathletics staff members serving as professional service providers for current student-athletes).

**Question No. 18:** May a representative of an institution's athletics interest provide professional services (e.g., contract review, tax services) to a current student-athlete in connection with their own business or name, image and likeness activities?

**Answer:** Yes, provided the institution is not involved in identifying or selecting a booster as a professional service provider or arranging or providing payment. Existing extra benefit legislation would continue to apply.

**Question No. 19:** May a nonathletics staff member (e.g., admissions officer, professor) serve as a professional service provider for a current student-athlete's name, image and likeness activities?

**Answer:** Yes, provided the institution is not involved in identifying or selecting the nonathletics staff member as a professional service provider or arranging or providing payment. Existing extra benefit legislation would continue to apply.

**Question No. 20:** May a current student-athlete use professional service providers (e.g., agent, tax advisor) to promote their athletics reputation for professional sports opportunities?

**Answer:** No. A student-athlete may use a professional service provider only for name, image and likeness activities. A student-athlete will forfeit their remaining eligibility if they utilize the services of an individual who markets their athletics reputation for a professional sports opportunity.

**Question No. 21:** Would this proposal permit a current student-athlete to receive free or discounted services from a professional service provider (e.g., agent, tax advisor)?

**Answer:** No, if the discounted or free service is used as an inducement to influence a student's institutional choice. A current student-athlete's engagement with a professional service provider should be consistent with industry standards. Financial arrangements may differ (e.g., flat fee, profit share, pro bono, upfront guarantee) among service providers. In addition, a student-athlete may receive the same benefits (e.g., meals, copies, mailing) from a professional service provider that are regularly provided to other clients and may not receive anything from a professional service provider that would constitute an extra benefit.

**NCAA Division II Proposal No. 2021-2 (No. 2-2) – Eligibility – Freshman Academic Requirements and Two-Year College Transfers – Elimination of Nonqualifier Qualification Status – Access to Athletics Aid and Practice for All Incoming Student-Athletes**

**Question No. 1:** What is the current legislation regarding nonqualifiers and access to athletics aid and practice?

**Answer:** Under current legislation, a student who enrolls in a Division II institution as an entering freshman with no previous college attendance who is a nonqualifier at the time of enrollment is not eligible for competition, practice or athletics aid during the first academic year in residence. Further,

a two-year college transfer that is a nonqualifier may only practice and receive athletics aid (but may not compete) during the first academic year of residence provided the requirements of NCAA Bylaw 14.5.4.3-(a) through 14.5.4.3-(c) (eligibility for competition, practice and athletics aid – all other qualifiers, partial qualifiers and nonqualifiers) are satisfied and they present a transferrable grade-point average of 2.0.

**Question No. 2:** Under current legislation, what is a nonqualifier?

**Answer:** A nonqualifier is a student who has not graduated from high school or who does not satisfy the requirement of the initial-eligibility indices for qualifiers or partial qualifiers [see Bylaw 14.3 (freshman academic requirements)].

**Question No. 3:** Under current legislation, what is a partial qualifier?

**Answer:** A partial qualifier is a student who does not meet the requirements for a qualifier but who, at the time of graduation from high school, meets the requirements of the initial eligibility index for partial qualifiers set forth in Bylaw 14.3.1.2.1 (initial-eligibility index for partial qualifiers) and who successfully completes a core curriculum of 16 academic courses as outlined in Bylaw 14.3.1.1-(a) (qualifier).

**Question No. 4:** If this proposal is adopted, will the nonqualifier qualification status remain in the legislation?

**Answer:** No. A student-athlete would be certified as either a qualifier or partial qualifier.

**Question No. 5:** How will this proposal impact the requirements for a partial qualifier (e.g., sliding scale, core course requirements, graduation requirement)?

**Answer:** A student-athlete who does not meet the requirements for a qualifier (see Bylaw 14.3.1.1) will be certified as a partial qualifier, pending submission of necessary academic credentials. The current legislated requirements for partial qualifier under Bylaw 14.3 (freshman academic requirements) will be eliminated.

**Question No. 6:** If adopted, how will this proposal impact partial qualifier access to practice and athletics aid?

**Answer:** The application will remain the same. Partial qualifiers will retain access to practice and athletics aid during the first academic year in residence. This

proposal will eliminate the nonqualifier qualification status and the requirements to be a partial qualifier.

**Question No. 7:** If this proposal is adopted, will an institution be required to provide athletics aid and access to practice to a partial qualifier?

**Answer:** No. Access to practice remains an institutional decision. An institution may choose to reduce or cancel athletics aid for a partial qualifier since the student-athlete is ineligible for competition (Bylaw 15.5.4.1 – reduction or cancellation permitted).

**Question No. 8:** If this proposal is adopted, will a partial qualifier have access to competition during the first academic year of residence?

**Answer:** No. Partial qualifiers will continue to only have access to practice and athletics aid during their first academic year in residence.

**Question No. 9:** If this proposal is adopted, may a two-year college transfer, who does not meet the requirements for practice and competition, be permitted to receive athletics aid and practice while serving an academic year in residence?

**Answer:** Yes.

**Question No. 10:** If this proposal is adopted and the institution provides athletics aid to a partial qualifier, must the aid agreement be awarded for a one-year period?

**Answer:** Yes, unless the student-athlete meets an exception under Bylaw 15.5.3.1.1 (exceptions).

**Question No. 11:** If a partial qualifier receives athletics aid, will the aid count towards team and individual equivalencies?

**Answer:** Yes.

**Question No. 12:** If an institution offers athletics aid to a two-year college transfer, may the institution cancel the aid if the student-athlete did not earn nine-semester or eight-quarter hours of transferable degree credit from their last full-time term of attendance [see Bylaw 14.4.3.2.1 (application of rule to transfer student)]?

**Answer:** Yes.

**Question No. 13:** May an institution reduce or cancel the athletics aid awarded to a partial qualifier who does not satisfy the term-by-term requirement (nine-semester or eight-quarter hours) set forth in Bylaw 14.4.3.2?

**Answer:** Yes.

**Question No. 14:** If this proposal is adopted, what happens to the National Letter of Intent status for an institution's signee who is certified as a partial qualifier?

**Answer:** Since a partial qualifier is currently eligible for athletics aid, the NLI will remain binding. However, if the athletics aid agreement includes language that a student-athlete must be eligible for competition in order to receive athletics aid, then the NLI would be null and void.

**Question No. 15:** If the proposal is adopted and the nonqualifier status is eliminated, will a student-athlete still need to be certified academically through the NCAA Eligibility Center?

**Answer:** Yes.

**Question No. 16:** If adopted, will the 45-day certification period for access to practice (see Bylaw 14.3.2.1) still be applicable?

**Answer:** Yes. After the 45-day period, the student-athlete will need to be certified as a qualifier to continue practicing or competing, or as a partial qualifier to continue practicing.

**Question No. 17:** If this proposal is adopted, will an institution still be permitted to file an initial-eligibility waiver for a student-athlete's access to competition?

**Answer:** Yes.

**Question No. 18:** If this proposal is adopted, will NCAA Division II Proposal No. 2021-3 (Eligibility – Freshman Academic Requirements and Two-Year College Transfer Regulations – Nonqualifiers – Access to Athletics Aid) be moot?

**Answer:** Yes. If this proposal is adopted, the membership will not vote on Proposal No. 2021-3.

**NCAA Division II Proposal No. 2021-3 (No. 2-3) – Eligibility – Freshman Academic Requirements and Two-Year College Transfer Regulations – Nonqualifiers – Access to Athletics Aid**

**Question No. 1:** What is the current legislation regarding nonqualifiers and access to athletics aid?

**Answer:** Under current legislation, a student who enrolls in a Division II institution as an entering freshman with no previous college attendance who is a nonqualifier at the time of enrollment may not receive athletics aid during the first academic year in residence. Further, a two-year college transfer that is a nonqualifier may only practice and receive athletics aid (but may not compete) during the first academic year of residence provided the requirements of NCAA Bylaw 14.5.4.3-(a) through 14.5.4.3-(c) (eligibility for competition, practice and athletics aid – all other qualifiers, partial qualifiers and nonqualifiers) are satisfied and they present a transferrable grade-point average of 2.0.

**Question No. 2:** Under current legislation, what is a nonqualifier?

**Answer:** A nonqualifier is a student who has not graduated from high school or who does not satisfy the requirement of the initial-eligibility indices for qualifiers or partial qualifiers [see Bylaw 14.3 (freshman academic requirements)].

**Question No. 3:** If this proposal is adopted, will an entering freshman with no previous college attendance, who is nonqualifier, have access to practice or competition?

**Answer:** No. A nonqualifier will only have access to athletics aid.

**Question No. 4:** If this proposal is adopted, may a two-year college transfer, who does not meet the requirements for practice and competition, receive athletics aid while serving an academic year in residence?

**Answer:** Yes.

**Question No. 5:** If this proposal is adopted, will a two-year college transfer, who is a nonqualifier, have access to practice while serving an academic year in residence?

**Answer:** Provided the requirements of NCAA Bylaw 14.5.4.3.4.1 (exception for practice – nonqualifier) are satisfied, a two-year college transfer, who is a



nonqualifier, may have access to practice while serving an academic year in residence.

**Question No. 6:** If this proposal is adopted, may a two-year college transfer, who is a nonqualifier, compete while serving an academic year in residence?

**Answer:** No.

**Question No. 7:** If this proposal is adopted, will institutions be required to provide nonqualifiers with athletics aid?

**Answer:** No. An institution may choose to reduce or cancel athletics aid for a nonqualifier since the student-athlete is ineligible for competition (Bylaw 15.5.4.1 – reduction or cancellation permitted).

**Question No. 8:** If this proposal is adopted and the institution provides athletics aid to a nonqualifier, must the aid agreement be awarded for a one-year period?

**Answer:** Yes, unless the student-athlete meets an exception under Bylaw 15.5.3.1.1 (exceptions).

**Question No. 9:** If a nonqualifier receives athletics aid, will the aid count towards team and individual equivalencies?

**Answer:** Yes.

**Question No. 10:** If an institution offers athletics aid to a two-year college transfer, who is a nonqualifier, may the institution cancel the aid if the student-athlete did not earn nine-semester or eight-quarter hours of transferable degree credit from their last full-time term of attendance [see Bylaw 14.4.3.2.1 (application of rule to transfer student)]?

**Answer:** Yes.

**Question No. 11:** May an institution reduce or cancel the athletics aid awarded to a nonqualifier who does not satisfy the term-by-term requirement (nine-semester or eight-quarter hours), set forth in Bylaw 14.4.3.2 (term-by-term credit-hour requirement)?

**Answer:** Yes.

**Question No. 12:** If this proposal is adopted, what happens to the National Letter of Intent status for an institution's signee who is certified as a nonqualifier?

**Answer:** Since a nonqualifier would be eligible for athletics aid under this proposal, the NLI will remain binding. However, if the athletics aid agreement includes language that a student-athlete must be eligible for competition in order to receive athletics aid, then the NLI would be null and void.

**Question No. 13:** If this proposal is adopted, will an institution still be permitted to file an initial-eligibility waiver for a student-athlete's access to practice and competition?

**Answer:** Yes.

**Question No. 14:** If NCAA Division II Proposal No. 2021-2 (eligibility – freshman academic requirements and two-year college transfers – elimination of nonqualifier qualification status – access to athletics aids and practice for all incoming student-athletes) is adopted, will this proposal be moot?

**Answer:** Yes. If Proposal No. 2021-2 is adopted, the membership will not vote on this proposal.



**SUPPLEMENT NO. 12**  
**DII Management Council 01/21**

**PRESIDENTS COUNCIL**

Attached for your review are the legislative drafts of the proposals being sponsored by the NCAA Division II Presidents Council for the 2022 NCAA Convention. These proposals were previously reviewed and approved in legislative form by the NCAA Division II Management Council and NCAA Division II Presidents Council.

# 2022 Convention Presidents Council Sponsored Proposals

**Division:** II

**Proposal Number:** PC-1

**Title:** ENFORCEMENT POLICIES AND PROCEDURES -- COOPERATIVE PRINCIPLE -- TOOLS TO FACILITATE COOPERATION

**Convention Year:** 2022

**Date Submitted:** July 22, 2020

**Status:** SPOPL

**Effective Date:** August 1, 2022

**Source:** NCAA Division II Presidents Council [Management Council (Enforcement and Infractions Task Force)]

**Category:** Presidents Council

**Topical Area:** Enforcement

**Intent:** To amend enforcement policies and procedures related to cooperation as follows: (a) To further define full cooperation in the infractions process; (b) To establish that the Committee on Infractions may infer that failure or refusal to produce requested materials supports an alleged violation; (c) To establish that the Committee on Infractions may view the failure or refusal to interview as an admission that an alleged violation occurred; (d) To protect a "whistleblower" who voluntarily reports information about a potential violation; and (e) To confirm that information upon which the Committee on Infractions bases its decision could be information that both directly and circumstantially supports an alleged violation.

**A. Administrative:** Amend 32.1.3, as follows:

32.1.3 Cooperative Principle. The cooperative principle imposes an affirmative obligation on each institution to assist the enforcement staff in developing full information to determine whether a possible violation of NCAA legislation has occurred and the details of the infraction. An important element of the cooperative principle requires that all individuals who are subject to NCAA rules protect the integrity of the investigation. A failure to do so may be a violation of the principles of ethical conduct. The enforcement staff will usually share information with the institution during an investigation; however, it is understood that the staff, to protect the integrity of the investigation, may not in all instances be able to share information with the institution.

**32.1.3.1 Full Cooperation. Full cooperation pursuant to the cooperative principle and responsibility to cooperate set forth in Bylaw 19.01.3 includes, but is not limited to:**

**(a) Affirmatively reporting instances of noncompliance to the Association in a timely manner and assisting in developing full information to determine whether a possible violation has occurred and the details thereof;**

**(b) Timely participation in interviews and providing complete and truthful responses;**

**(c) Making a full and complete disclosure of relevant information, including timely production of materials or information requested, and in the format requested;**

**(d) Disclosing and providing access to all electronic devices used in any way for business purposes;**

**(e) Providing access to all social media, messaging and other applications that are or may be relevant to the investigation;**

**(f) Preserving the integrity of an investigation and abiding by all applicable confidentiality rules and instructions; and**

**(g) Instructing legal counsel and/or other representatives to also cooperate fully.**

**B. Administrative:** Amend 32.3, as follows:

## 2022 Convention Presidents Council Sponsored Proposals

32.3 Investigative Procedures.

[32.3.1 through 32.3.10 unchanged.]

32.3.11 Failure to Cooperate. In the event that a representative of an institution ~~refuses to submit relevant information to the Committee on Infractions or the enforcement staff on request~~ **fails to satisfy the responsibility to cooperate**, a notice of allegations may be issued alleging a violation of the cooperative principles of the NCAA bylaws and enforcement policies and procedures. Institutional representatives and the involved individual may be requested to appear before the Committee on Infractions at the time the allegation is considered.

**32.3.11.1 Failure or Refusal to Produce Materials. If an institution or individual fails or refuses to produce materials requested by the enforcement staff during an investigation, the Committee on Infractions may infer that the requested materials would support an alleged violation for which the party may be subject to penalty pursuant to Bylaw 19.5 (see Bylaw 32.8.8.3.2).**

**32.3.11.2 Failure or Refusal to Participate in Interview. If an individual fails or refuses to participate in an interview requested by the enforcement staff, and he or she is later deemed to be an involved individual, the Committee on Infractions may view the failure or refusal as an admission that an alleged violation, for which the individual may be subject to penalty pursuant to Bylaw 19.5, occurred (see Bylaw 32.8.8.3.3).**

**32.3.12 Protection for Cooperation. An institution shall not retaliate against a current or former institutional staff member or prospective or enrolled student-athlete who voluntarily reports information about potential violations to his or her conference, member institution and/or the Association.**

[32.3.12 renumbered as 32.3.13, unchanged.]

**C. Administrative:** Amend 32.8.8.3, as follows:

32.8.8.3 Basis of Decision. The Committee on Infractions shall base its decision on information presented to it that it determines to be credible, persuasive and of a kind on which reasonably prudent persons rely in the conduct of serious affairs. **The information upon which the committee bases its decision may be information that directly or circumstantially supports the alleged violation.**

**32.8.8.3.2 Materials Not Produced. The Committee on Infractions may infer that materials requested during an investigation by the enforcement staff but not produced by an institution or individual would support an alleged violation for which the party may be subject to penalty pursuant to Bylaw 19.5.**

**32.8.8.3.3 Failure or Refusal to Participate in Interview. The Committee on Infractions may view the failure or refusal to participate in an interview requested by the enforcement staff as an admission that an alleged violation, for which the individual may be subject to penalty pursuant to Bylaw 19.5, occurred.**

**Rationale:** Following the NCAA Division II Management Council and Presidents Councils' review of the increase in Division II major infractions cases in recent years, the NCAA Division II Enforcement and Infractions Task Force was created and charged with studying recent changes to the Division I infractions process and recommending legislative/policy changes to enhance the process in Division II. After membership input, the task force recommends enhancing the tools available to the enforcement staff to facilitate cooperation by further defining full cooperation, clarifying the information the Committee on Infractions (COI) may rely upon and protecting whistleblowers. Identifying common examples of cooperation during an investigation promotes cooperation, educates parties on the membership's expectations and makes the process more transparent and efficient. Confirming that the COI may make inferences based on a party's non-cooperation promotes cooperation, provides transparency of potential repercussions for failing to cooperate and makes the process more efficient. Similarly, confirming the COI's discretion to rely on information that both directly and circumstantially supports alleged violations provides transparency and creates efficiency in case processing. Finally, protecting staff members, prospects and student-athletes from retaliation for voluntarily reporting information about potential violations within the context of major cases may prompt them to come forward.

## 2022 Convention Presidents Council Sponsored Proposals

### Review History:

Jun 29, 2020: Recommends Approval - Enforcement and Infractions Task Force

Jul 21, 2020: Approved in Concept - Management Council

Aug 5, 2020: Approved in Concept - Presidents Council

Oct 20, 2020: Approved in Legislative Format - Management Council

Oct 28, 2020: Approved in Legislative Format - Presidents Council

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# 2022 Convention Presidents Council Sponsored Proposals

**Division:** II

**Proposal Number:** PC-2

**Title:** ENFORCEMENT POLICIES AND PROCEDURES -- COMMITTEE ON INFRACTIONS HEARINGS -- POSTHEARING COMMITTEE DELIBERATIONS -- BASIS OF DECISION -- IMPORTATION OF FACTS

**Convention Year:** 2022

**Date Submitted:** July 22, 2020

**Status:** SPOPL

**Effective Date:** August 1, 2022

**Source:** NCAA Division II Presidents Council [Management Council (Enforcement and Infractions Task Force)]

**Category:** Presidents Council

**Topical Area:** Enforcement

**Intent:** To specify that: (a) Facts established by a decision or judgment of a court, agency, accrediting body or other administrative tribunal of competent jurisdiction, which is not under appeal, or by a commission, or similar review of comparable independence, authorized by a member institution or the institution's university system's board of trustees, may be accepted as true in concluding whether an institution or individual violated NCAA legislation; and (b) Evidence submitted and positions taken in such a matter may be considered in the infractions process.

**Administrative:** Amend 32.8.8.3, as follows:

32.8.8.3 Basis of Decision. The Committee on Infractions shall base its decision on information presented to it that it determines to be credible, persuasive and of a kind on which reasonably prudent persons rely in the conduct of serious affairs. **The information upon which the committee bases its decision may be information that directly or circumstantially supports the alleged violation.**

**32.8.8.3.1 Importation of Facts. Facts established by a decision or judgment of a court, agency, accrediting body, or other administrative tribunal of competent jurisdiction, which is not under appeal, or by a commission, or similar review of comparable independence, authorized by a member institution or the institution's university system's board of trustees and regardless of whether the facts are accepted by the institution or the institution's university system's board of trustees, may be accepted as true in the infractions process in concluding whether an institution or individual participating in the previous matter violated NCAA legislation. Evidence submitted and positions taken in such a matter may be considered in the infractions process.**

**Rationale:** Following the NCAA Division II Management Council and Presidents Councils' review of the increase in Division II major infractions cases in recent years, the NCAA Division II Enforcement and Infractions Task Force was created and charged with studying recent changes to the Division I infractions process and recommending legislative/policy changes to enhance the process in Division II. After membership input, the task force recommends that legislation expressly authorize the Committee on Infractions (COI) to import adjudicated facts, or consider evidence submitted and positions taken in judicial and other administrative proceedings. Current legislation does not expressly permit the COI to accept as true facts established by decisions or judgments from courts, agencies, accrediting bodies or other administrative tribunals, or by a commission, or similar review of comparable independence, authorized by an institution or the institution's university system's board of trustees. Likewise, legislation does not expressly permit the COI to consider evidence submitted and positions taken in such matters. These modifications will clarify the acceptable use of such information and increase efficiency in the process. Further, the modifications will help the enforcement staff close the gap between known and processed violations of legislation.

**Review History:**

## 2022 Convention Presidents Council Sponsored Proposals

Jun 29, 2020: Recommends Approval - Enforcement and Infractions Task Force

Jul 21, 2020: Approved in Concept - Management Council

Aug 5, 2020: Approved in Concept - Presidents Council

Oct 20, 2020: Approved in Legislative Format - Management Council

Oct 28, 2020: Approved in Legislative Format - Presidents Council

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# 2022 Convention Presidents Council Sponsored Proposals

**Division:** II

**Proposal Number:** PC-3

**Title:** ENFORCEMENT POLICIES AND PROCEDURES -- NEGOTIATED RESOLUTION

**Convention Year:** 2022

**Date Submitted:** July 22, 2020

**Status:** SPOPL

**Effective Date:** August 1, 2022

**Source:** NCAA Division II Presidents Council [Management Council (Enforcement and Infractions Task Force)]

**Category:** Presidents Council

**Topical Area:** Enforcement

**Intent:** To establish a negotiated resolution process to allow the enforcement staff to negotiate resolution of a case with an institution or involved individual about alleged violations and proposed penalties, subject to the review and approval of the Committee on Infractions, as specified.

**A. Bylaws:** Amend 19.1.3, as follows:

19.1.3 Duties. The committee shall:

[19.1.3-(a) through 19.1.3-(d) unchanged.]

(e) Upon concluding that one or more violations occurred, prescribe an appropriate penalty or "show-cause" requirement on a Division II member found to be involved in a major violation (or on appeal on a Division II member found to be involved in a secondary violation) or recommend to the Division II Presidents Council suspension or termination of membership; *and*

**(f) Review negotiated resolutions (see Bylaw 32.6); and**

[19.1.3-(f) relettered as 19.1.3-(g), unchanged.]

**B. Administrative:** Amend 32, as follows:

32 Enforcement Policies and Procedures

[32.1 through 32.5 unchanged.]

**32.6 Negotiated Resolution.**

**32.6.1 Scope. At any time from the beginning of the enforcement staff investigation until Committee on Infractions review of a summary disposition report pursuant to Bylaw 32.8.1.4 or an infractions hearing held pursuant to Bylaw 32.9.7, the enforcement staff may negotiate a resolution with an institution or involved individual about alleged violations and proposed penalties. The negotiated resolution is subject to approval by the Committee on Infractions and must resolve all known violations for which the party or parties included in the negotiated resolution may be subject to penalty pursuant to Bylaw 19.5.**

**32.6.2 Written Agreement.**

**32.6.2.1 All Participating Parties Agree on Resolution. If all parties participating in the case agree on a resolution of the case, they shall submit the written agreement of negotiated resolution to the chair of the Committee on Infractions for Committee on Infractions review and approval. The enforcement staff shall include the violations by and penalties related to any party not participating in the case in the written agreement. The Committee on Infractions shall review the negotiated resolution if the parties submit the written agreement prior to issuance of the summary disposition report or notice of**

## 2022 Convention Presidents Council Sponsored Proposals

allegations.

32.6.2.2 Not All Participating Parties Agree on Resolution. If some, but not all, parties participating in the case agree on resolution of the case, the enforcement staff shall include the written agreement of negotiated resolution in the summary disposition report or notice of allegations submitted in connection with parties who are not included in the negotiated resolution, or amended summary disposition report or notice of allegations if the agreement is reached after issuance of the summary disposition report or notice of allegations.

32.6.2.3 Elements of Written Agreement. Any written agreement of a negotiated resolution shall contain the following:

- (a) A brief description of the case, including the involvement of the parties included in the negotiated resolution;
- (b) The agreed-upon violation(s);
- (c) Other violations the enforcement staff considered and agreed or opted not to allege;
- (d) The agreed-upon type of agreed-upon violation(s) (i.e., major or secondary);
- (e) The agreed-upon penalties;
- (f) The nature of any participation or cooperation provided by a party pursuant to the negotiated resolution, and consequences for a party's failure or refusal to strictly adhere to the agreed-upon participation and cooperation conditions;
- (g) Waiver of appellate opportunities; and
- (h) Other material terms of the agreement.

32.6.3 Scope of Review. The Committee on Infractions shall only reject a negotiated resolution if it is not in the best interests of the Association or the agreed-upon penalties are manifestly unreasonable pursuant to Bylaw 19.5.

32.6.4 Preliminary Assessment of Penalties. Prior to submission of a written agreement of negotiated resolution, parties included in the negotiated resolution may request the Committee on Infractions to preliminarily assess whether the agreed-upon penalties are manifestly unreasonable pursuant to Bylaw 19.5. The preliminary assessment is not binding.

32.6.5 Negotiated Resolution Approved. If the Committee on Infractions approves the negotiated resolution, the committee shall forward the approval to the enforcement staff and the other parties, and publicly announce the resolution of the case. The approval shall be final and have no precedential value.

32.6.5.1 Approval When Not All Participating Parties Agree on Resolution. If some, but not all parties participating in the case agree on resolution of the case, the Committee on Infractions shall not approve the negotiated resolution until the committee resolves the remainder of the case.

32.6.5.2 Approval in Conjunction with Preliminary Assessment. If all parties participating in the case request a preliminary assessment of penalties in accordance with Bylaw 32.6.4 and the parties submit all required elements of an agreement of negotiated resolution set forth in Bylaw 32.6.2.3, the Committee on Infractions may approve the negotiated resolution in conjunction with its preliminary assessment unless the parties instruct otherwise in their request for preliminary assessment.

32.6.6 Negotiated Resolution Not Approved. If the Committee on Infractions does not approve the negotiated resolution, the committee may return the negotiated resolution to the parties included in the negotiated resolution for additional information or clarification or to respond to issues identified by the committee that preclude approval of the negotiated resolution, and request that the parties submit an amended written agreement of negotiated resolution in response. In the alternative, the committee may reject the negotiated resolution and issue instructions for processing of the case pursuant to Bylaw 32.8 or Bylaw 32.9.

[32.6 through 32.11 renumbered as 32.7 through 32.12, unchanged.]

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**Rationale:** Following the NCAA Division II Management Council and Presidents Councils' review of the increase in Division II major infractions cases in recent years, the NCAA Division II Enforcement and Infractions Task Force was created and charged with studying recent changes to the Division I infractions process and recommending legislative/policy changes to enhance the Division II process. After membership input, the task force recommends establishing a process where the enforcement staff may negotiate a resolution of a major case with an institution or involved individual when there is agreement on the facts, violations and penalties, subject to Committee on Infractions review and approval. Presently, the enforcement staff cannot resolve a major case with an institution or involved individual beyond a hearing or summary disposition. The staff has and exercises discretion in alleging violations but does not negotiate with parties or recommend penalties. This often frustrates cooperating member institutions who seek to negotiate resolution in favor of more expeditious case processing. Beyond membership frustration, the inability to negotiate resolutions taxes the resources of the infractions process and forgoes an opportunity to secure assistance from institutions or individuals who have useful information. Negotiated resolution creates efficiencies in processing cases.

### Review History:

Jun 29, 2020: Recommends Approval - Enforcement and Infractions Task Force

Jul 21, 2020: Approved in Concept - Management Council

Aug 5, 2020: Approved in Concept - Presidents Council

Oct 20, 2020: Approved in Legislative Format - Management Council

Oct 28, 2020: Approved in Legislative Format - Presidents Council

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**NONCONTROVERSIAL**

Attached are noncontroversial proposals. Proposal No. NC-2022-1 is new for you to review in legislative form. This proposal has been approved by the NCAA Division II Management Council in concept but has yet to be approved in legislative form.

The Management Council has determined, pursuant to NCAA Constitution 5.3.1.1.1, that the proposal is noncontroversial and necessary to promote the normal and orderly administration of the Association's legislation.

The Management Council, by a three-fourths majority of its members present and voting, shall have the authority to adopt noncontroversial amendments. Proposals that are ratified by the Management Council shall be effective as of the date the proposal is posted on LSDBi. Once ratified, the proposals will be submitted by the Management Council as legislation at the 2022 NCAA Convention.

**Division:** II

**Proposal Number:** NC-2022-1

**Title:** PLAYING AND PRACTICE SEASONS -- SEGMENTS OF PLAYING SEASON -- ELIMINATE TWO-SEGMENT LIMIT -- TRACK AND FIELD

**Convention Year:** 2022

**Date Submitted:** October 26, 2020

**Status:** Ready for Consideration by Management Council

**Effective Date:** August 1, 2021

**IPOPL Number:**

**SPOPL Number:**

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

**Category:** Noncontroversial

**Topical Area:** Playing and Practice Seasons

**Intent:** In track and field, to eliminate the restrictions on dividing the playing season into not more than two distinct segments; further, to specify that each segment must consist of at least one week.

**A. Bylaws:** Amend 17.1.2, as follows:

17.1.2 Segments of Playing Season. For all sports other than football ~~and~~, basketball, **and track and field**, each member institution may divide the playing season into not more than two distinct segments.

**B. Bylaws:** Amend 17.24, as follows:

17.24 Track and Field, Indoor/Outdoor.

17.24.1 Length of Playing Season. The length of an institution's playing season in indoor and outdoor track and field shall be limited to the following:

- (a) An institution that sponsors only indoor or outdoor track and field (but not both) or does not participate in the minimum number of contests with at least the minimum number of participants required to count both indoor and outdoor track and field in meeting division membership requirements is limited to a 144-day season for indoor and outdoor track and field combined, which may consist of ~~two~~ **multiple** segments (each consisting of ~~consecutive days~~ **at least one week**) and which may exclude only required off days per Bylaw 17.1.6.5 and official vacation, holiday and final-examination periods during which no practice or competition occurs.
- (b) An institution that sponsors both indoor and outdoor track and field is limited to a 156-day season for indoor and outdoor track and field combined, which may consist of ~~two~~ **multiple** segments (each consisting of ~~consecutive days~~ **at least one week**) and which may exclude only required days off per Bylaw 17.1.6.5 and official vacation, holiday and final-examination periods during which no practice or competition occurs.

[17.24.1.1 unchanged.]

[17.24.2 through 17.24.10 unchanged.]

**FAQ:**

**Co-sponsorship - Conference:**

None

**Co-sponsorship - Institution:**

None

**Position Statements:****Review History:**

Sep 9, 2020: Recommends Approval - Championships Committee

Oct 20, 2020: Approved in Concept - Management Council

**Additional Information:**

This proposal would provide institutions more flexibility in their playing seasons to better suit academic calendars and student-athlete safety, well-being and development. Each institution would be empowered to structure its season and offseason around midterms, finals or other periods of academic intensity to best suit student-athletes' academic interests. The flexibility would allow distributing the training-intensive in-season weeks over a greater period, and providing intermittent recovery weeks of offseason training between the more intensive in-season training weeks. The flexibility offered by eliminating the limit of two segments would not force institutions to change their current overall playing seasons. Further, this change will not increase the permissible number of days in the season.

**Legislative References**

Legislative Cite	Title
17.1.2	Segments of Playing Season.
17.24	Track and Field, Indoor/Outdoor.
17.24.1	Length of Playing Season.

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REPORT OF THE  
NCAA DIVISION II CHAMPIONSHIPS COMMITTEE  
OCTOBER 15, 2020, VIDEOCONFERENCE

**ACTION ITEMS.**

- None.

**INFORMATIONAL ITEMS.**

1. **Welcome and review of agenda.** Championships Committee Chair Steve Card welcomed the group and reviewed the agenda.
2. **Review of previous reports.** The committee approved reports from its September 9, September 24 and October 1 videoconferences, as presented.
3. **Bracket/field size discussion.** Committee members continued discussing potential reductions in brackets and field sizes for winter and spring sport championships to offset projected budget shortfalls. The committee relied on two new pieces of information to advance its discussion. First, sport committees and their respective championships managers from the NCAA staff have been considering smaller bracket/field sizes and have submitted preliminary recommendations that reduce the overall number of teams/participants, yet retain formats the committees believe are practical for conducting the championship. Second, the Championships Committee reviewed the projected budget impact of the sport committees' recommendations compared with budget projections for reducing brackets/field sizes in all sports by 50 percent. The committee noted that the savings from the sport committees' recommendations still leave the division significantly short in its budget projections for fiscal year 2021.

The committee also noted the following:

- Budget projections as always are compiled based on information known to date (e.g., costs for testing, PPE and sanitization protocols). While there is a sense from some committee members that costs for testing in particular may be less by January than they are today, it is necessary to base budget projections on known data rather than speculation.
- There is merit in considering whether participating institutions taking on some of the operational costs for championships would help offset the budget deficit (e.g., ground transportation, testing prior to departure from campus, reduced travel party, etc.). However, such measures may not make enough of an impact on the overall goal.
- Institutional and conference decisions on sport sponsorship remain in flux and may impact ultimate recommendations on bracket/field size. While there is a desire to finalize recommendations sooner than later, the committee believes more will be known in the sponsorship space by the group's next meeting November 5. The committee also realizes that whatever recommendations regarding bracket/field size ultimately are made, they may have to be adjusted downward as the championships approach due to changing sponsorship or teams' inability to participate due to COVID-19.

The Committee agreed that while they appreciate the thought sport committees have put into this matter so far, the sport committees should revisit their bracket/field size recommendations and consider alternatives that land somewhere between their initial suggestions and a 50-percent reduction, particularly those committees who recommended less than a 20-percent reduction initially. The Championships Committee acknowledged that while reducing championships opportunities even further is the last thing any sport committee wants to do, it is necessary in this case to overcome the extraordinary budget challenges facing the division this year.

The Championships Committee will review this new input from sport committees at its November 5 meeting and will plan to finalize recommendations for the Division II Planning and Finance Committee to consider at that time.

**4. Basketball predetermined sites discussion.** The committee had planned to begin discussing the process for soliciting predetermined sites for the 2021 men's and women's basketball regionals but ran short of time to give the matter the attention it requires. Accordingly, the committee agreed to address this agenda item on its November 5 meeting.

**5. Future meetings/videoconferences.**

- November 5, 2020 (via videoconference).
- December 3, 2020 (via videoconference).
- January 7, 2021 (via videoconference).
- February 25-26, 2021 (via videoconference).
- June 10-11, 2021 (via videoconference).
- September 13-14, 2021 (potentially in person; Indianapolis).

*Committee Chair: Steve Card, Western Washington University; Great Northwest Athletic Conference*

*Staff Liaison(s): Roberta Page, Championships and Alliances  
Liz Homrig, Championships and Alliances  
Karen Wolf, Academic and Membership Affairs*

<b>Division II Championships Committee October 15, 2020, Videoconference</b>
<b>Attendees:</b>
Reid Amos, Mountain East Conference.
Kristy Bayer, Emporia State University.



Steve Card, Western Washington University.
Dick Christy, University of North Carolina at Pembroke.
Grant Foley, Delta State University (Division II SAAC representative).
Nathan Gibson, University of Colorado, Colorado Springs.
Chris Graham, Rocky Mountain Athletic Conference (Management Council chair).
Terri Holmes, Northern State University.
Jim Johnson, Pittsburg State University.
Matt Kilcullen, Mercy College.
Courtney Lovely, Palm Beach Atlantic University (Management Council vice chair).
Carrie Michaels, Shippensburg University of Pennsylvania.
Carol Rivera, California Collegiate Athletic Association.
Suzanne Sanregret, Michigan Technological University.
<b>Absentees:</b>
None.
<b>Guests in Attendance:</b>
Gary Brown, NCAA Contractor.
<b>NCAA Staff Support in Attendance:</b>
Liz Homrig, Championships and Alliances.
Roberta Page, Championships and Alliances.
Karen Wolf, Academic and Membership Affairs.
<b>Other NCAA Staff Members in Attendance:</b>
Liza Erwin, Haydyn Gibson, Terri Steeb Gronau, Charlie Henry, Maritza Jones, Stephanie Quigg and Angela Red.



**REPORT OF THE  
NCAA DIVISION II CHAMPIONSHIPS COMMITTEE  
NOVEMBER 5, 2020, VIDEOCONFERENCE**

**ACTION ITEMS.**

**1. Legislative items.**

- None.

**2. Nonlegislative items.**

**a. Bracket/field size reductions for the 2021 winter and spring sport championships.**

(1) Recommendation. Conduct the 2021 Division II winter and spring sport championships with the following bracket/field size adjustments:

<b>WINTER SPORTS</b>			
<b>Sport</b>	<b>Sponsorship</b>	<b>Full Bracket/ Field Size</b>	<b>Recommended Bracket/Field Size (% reduction)</b>
Men's Basketball	304	64	48 (25%)
Women's Basketball	305	64	48 (25%)
Men's Indoor Track and Field	176	270	202 (25%)
Women's Indoor Track and Field	201	270	202 (25%)
Men's Swimming and Diving	76	175	146 (17%)
Women's Swimming and Diving	102	205	146 (29%)
Wrestling	63	180	132 (27%)
<b>SPRING SPORTS</b>			
<b>Sport</b>	<b>Sponsorship</b>	<b>Full Bracket/ Field Size</b>	<b>Recommended Bracket/Field Size (% reduction)</b>
Baseball	252	56	42 (25%)
Men's Golf	224	108	84 (22%)
Women's Golf	200	96	72 (25%)
Men's Lacrosse	72	12	10 (17%)
Women's Lacrosse	111	16	12 (25%)
Women's Rowing	16	6 teams per event (2)	4 teams per event (2) (34%)
Softball	290	64	48 (25%)
Men's Tennis	148	48	36 (25%)
Women's Tennis	207	48	36 (25%)

*(NOTE: The recommendations represent every winter and spring sport except men's and women's outdoor track and field. The Championships Committee considered that sport committee's recommendation but is asking the committee to modify its proposal. The Championships Committee expects to finalize the recommendation for outdoor track and field during its November 19 videoconference.)*

- (2) Effective date. 2021 winter and spring championships.
- (3) Rationale. The reductions reflect recommendations from the Division II winter and spring sport committees, which the Division II Championships Committee requested determine appropriate brackets/field sizes that help mitigate projected budget shortfalls without compromising the student-athlete championship experience. For the most part, sport committees were able to arrive at a 25 percent reduction (or approximately) so to be able to offer as many student-athlete opportunities as possible and retain brackets that are reasonable to conduct and protect the integrity of the event. Instances where the recommended reductions are more or less than 25 percent are primarily due to logistical or practical concerns with operating the event.
- (4) Estimated budget impact. Current estimates indicate that the recommended reductions could produce an approximately \$2.8 million savings for the 2021 fiscal year (including the savings accrued from the cancellation of the 2020 fall sport championships). While the committee is aware of the fluidity and volatility of budget projections during these unprecedented times, members believe the recommended reductions maintain the integrity of the championship experience and are responsive to the division's short-term budget recovery efforts and the division's long-term budgetary goals.
- (5) Student-athlete impact. While reducing opportunities is never a desired outcome, the Championships Committee believes the reductions are a necessary step to maintain championship opportunities and conduct these events in as safe a manner as possible. The committee also emphasizes that these are one-year deviations from the typical brackets/field sizes and that every effort will be made to conduct championships at full capacity in subsequent years.

[This recommendation was approved November 30 by the Division II Planning and Finance Committee. It is included in this report for ease of reference.]

- b. Sport committee appointments.** Ratify the following sport and rules committee appointments, effective immediately (see Attachment).
  - (1) **Men's and women's cross country.** Appoint **Jason Bryan**, head cross country and track and field coach, Catawba College, to replace Amelia Maher, director of external operations, South Atlantic Conference, who resigned from the committee.

- (2) **Men's lacrosse.** Appoint **Dan Mara**, commissioner, Central Atlantic Collegiate Conference, to replace Dan Velez, director of athletics, New York Institute of Technology, who resigned from the committee.
- (3) **Softball.** Appoint **Kendall Rainey**, director of athletics, The University of Virginia's College at Wise, to replace Michelle Caddigan, deputy director of athletics, Wingate University, who had originally been selected but declined the appointment.
- (4) **Softball rules.** Appoint **Kristin Mort**, co-director of athletics, Colorado Mesa University, to replace Todd Buckingham, head softball coach, Saginaw Valley State University, who resigned from the committee.
- (5) **Men's and women's track and field.** Appoint **Joe Wassink**, head men's and women's track and field coach, Limestone University, to replace Adam Ward, head men's and women's track and field coach, Augusta University, who resigned from the committee.

[These appointments were approved December 7 by the Division II Administrative Committee. They are included in this report for ease of reference.]

### **INFORMATIONAL ITEMS.**

1. **Welcome and review of agenda.** Championships Committee Chair Steve Card welcomed the group and reviewed the agenda.
2. **Review of previous reports.** The committee approved the report from its October 15 videoconference, as presented.
3. **NCAA ground transportation provider update.** Staff updated the committee on the transition from GoGround to a new provider, noting that a request for proposal will be issued in January. In the meantime, institutions will be allowed to book their own ground transportation and be reimbursed accordingly so long as prescribed safety standards are met.
4. **Nominating Committee report.** Championships Committee members reviewed the Nominating Committee's October 27 report and supported sport and rules committee appointments as specified in Action Item 2-c.
5. **Division II Men's Golf Committee report.** The Championships Committee endorsed the golf committee's recommendation to change the host/venue for the 2021 East/Atlantic regional. Mercyhurst University will replace Southern New Hampshire University as host. The regional will be held at Lake View Country Club in North East, Pennsylvania.
6. **Bracket/field size discussion.** The Championships Committee continued its review of bracket/field size adjustments for winter and spring sports after receiving additional input from the sport committees and the Division II Conference Commissioners Association and submitted the recommendations as specified in Action Item 2-a. The recommendations are for

all sports except outdoor track and field. The committee has asked the sport committee to modify its proposal and will finalize the recommendation for that sport during its November 19 videoconference.

The committee noted that if the recommendations are approved by the Division II Planning and Finance Committee later this month, sport committees will be asked to recommend format and selection criteria adjustments that may be necessary to accommodate the reduced brackets/field sizes. (The committee noted, for example, that the Division II Men's and Women's Swimming and Diving Committee has already indicated it is working on alternative formats in anticipation of a reduced field size.)

**7. Future meetings/videoconferences.**

- November 19, 2020 (via videoconference).
- December 3, 2020 (via videoconference).
- January 7, 2021 (via videoconference).
- February 25-26, 2021 (via videoconference).
- June 10-11, 2021 (via videoconference).
- September 13-14, 2021 (potentially in person; Indianapolis).

*Committee Chair: Steve Card, Western Washington University; Great Northwest Athletic Conference*

*Staff Liaison(s): Roberta Page, Championships and Alliances  
Liz Homrig, Championships and Alliances  
Karen Wolf, Academic and Membership Affairs*

<b>Division II Championships Committee November 5, 2020, Videoconference</b>
<b>Attendees:</b>
Reid Amos, Mountain East Conference.
Kristy Bayer, Emporia State University.
Steve Card, Western Washington University.
Dick Christy, University of North Carolina at Pembroke.
Grant Foley, Delta State University (Division II SAAC representative).
Nathan Gibson, University of Colorado, Colorado Springs.
Chris Graham, Rocky Mountain Athletic Conference (Management Council chair).
Terri Holmes, Northern State University.

Jim Johnson, Pittsburg State University.
Matt Kilcullen, Mercy College.
Courtney Lovely Evans, Palm Beach Atlantic University (Management Council vice chair).
Carrie Michaels, Shippensburg University of Pennsylvania.
Carol Rivera, California Collegiate Athletic Association.
Suzanne Sanregret, Michigan Technological University.
<b>Absentees:</b>
None.
<b>Guests in Attendance:</b>
Gary Brown, NCAA Contractor.
<b>NCAA Staff Support in Attendance:</b>
Roberta Page, Championships and Alliances.
Karen Wolf, Academic and Membership Affairs.
<b>Other NCAA Staff Members in Attendance:</b>
John Baldwin, Liza Erwin, Leslie Havens, Terri Steeb Gronau, Maritza Jones, Ryan Jones, Corbin McGuire, Melissa Piening, Stephanie Quigg and Angela Red.

## 2020-21 DIVISION II MEN'S LACROSSE COMMITTEE

(Division II Championships Administration Only)

Composition: Four members. Two from the North region (Northeast-10, East Coast and independents); and two from the South region (Conference Carolinas RMAC, Sunshine State and independents). Quota of 50 percent administrators: **2**.

Vacancies: **One immediate vacancy, Dan Velez resigned, North region, administrator.**

Staff Liaison: Will Hopkins

REGION	POS	EM/ GEN	NAME AND INSTITUTION	CONFERENCE	9/20-9/21	9/21-9/22	9/22-9/23	9/23-9/24
South	C	N/M	J. B. Clarke Limestone College	Conference Carolinas	Clarke	Clarke*		
South	C	N/M	Vince Smith Colorado Mesa University	Rocky Mountain Athletic	Smith	Smith	Smith	Smith*
North	AD	N/M	Brad Davis Mercyhurst University	Pennsylvania State Athletic	Davis*			
<b>North</b>	<b>AD</b>	<b>Y/M</b>	<b>Dan Velez New York Institute of Technology</b>	<b>East Coast</b>	<b>Velez*</b>			

\*Not eligible for reappointment  
09/01/2020



## Division II Men's Lacrosse Committee Nominee Information

Name:	Daniel Mara
Job Title:	Commissioner
Designation:	
Gender:	M
Ethnic Minority:	N
Institution:	Central Atlantic Collegiate Conference
Conference:	Central Atlantic Collegiate Conference
Meet 50% Requirements:	Y
Institution Sponsors Sport:	Y
Playing Conference:	
NCAA championship exp:	
Conference management experience:	
Nominee has contacted listed references:	
Regional Advisory Committee Experience:	
RAC Committees:	
Former college S/A:	
Former college coach (sports):	
Active Member Institution:	Y
Previous Championships Site Representative:	Y

### Qualification Statement:

Currently I am a member of the Board of Directors of the United State Intercollegiate Lacrosse Association (USILA). I led the growth of Men's Lacrosse at CACC member institutions and it became a conference-sponsored sport in 2017. I have served on a number of NCAA Association-Wide and Division II Committees. DII Management Council 2004-2009, NCAA Committee on Sportsmanship and Ethical Conduct 2004-2009 (Chair 2007-2009), DII Membership Committee 2010-2014 (Chair 2012-2014), Division II Committee on Student-Athlete Reinstatement 2014-2020 (Chair 2019-2020), Division II Convention Planning Team 2005-2009 (Chair 2006-09).

### Past or current Committee Service:

- 2014- To Date, NCAA Student-Athlete Reinstatement Committee
- 2010- To Date, NCAA Division II Membership Committee
- 2010- To Date, Division II Arbiter Sports Advisory Committee
- 2010- To Date, Past President, Eastern College Athletic Conference
- 2010- To Date, Chair DII CCA Web Site Committee
- 2008- To Date, Division II CCA / NLI Committee
- 2008- To Date, Division II CCA / Corporate Partner and Television Committee
- 2008- To Date, NCAA Life Work Balance Working Group
- 2006- To Date, Chair, ECAC Strategic Planning Committee
- 2006- To Date, ECAC Marketing Committee

### Employment History:

### Education:

### References:



## 2020-21 DIVISION II WOMEN'S SOFTBALL COMMITTEE

Composition: Eight members. One from each Division II softball region (West, Central, South Central, Midwest, South, Southeast, Atlantic, East). Quota of 50 percent administrators: 4.

Vacancies: **One immediate vacancy, Michelle Caddigan declined appointment. Southeast region. Coach or administrator.**

Staff Liaison: Morgan DeSpain

REG	POS	EM/ GEN	NAME, INSTITUTION	CONFERENCE	9/20-9/21	9/21-9/22	9/22-9/23	9/23-9/24
Mid W	AD	N/M	Rob Fournier Wayne State University (Michigan)	Great Lakes Intercollegiate Athletic	Fournier*			
West	SWA	N/F	Rebekah Gasner Montana State University Billings	Great Northwest Athletic	Gasner	Gasner	Gasner*	
Atl	Asst Com	N/F	Allie Kolezynski Mountain East Conference	Mountain East	Kolezynski	Kolezynski	Kolezynski*	
Cen	C	N/M	Jason Anderson Southern Arkansas University	Great American University	Anderson	Anderson	Anderson	Anderson*
So	C/A	Y/M	Patrick Peasant Miles College	Southern Intercollegiate Athletic	Peasant*			
SoC	C	N/F	Donna Fields St. Mary's University (Texas)	Lone Star	Fields	Fields*		
East	Assoc AD	N/M	Dean Johnson Caldwell College	Central Atlantic Athletic	Johnson	Johnson*		
<b>SoE</b>	<b>SWA/ Deputy AD</b>	<b>N/F</b>	<b>Michelle Caddigan Wingate University</b>	<b>South Atlantic</b>	<b>Caddigan</b>	<b>Caddigan</b>	<b>Caddigan</b>	<b>Caddigan*</b>

\*Not eligible for reappointment 08/24/2020



## Division II Women's Softball Committee Nominee Information

Name:	Kendall Rainey
Job Title:	
Designation:	
Gender:	F
Ethnic Minority:	N
Institution:	The University of Virginia's College at Wise
Conference:	South Atlantic Conference
Meet 50% Requirements:	Y
Institution Sponsors Sport:	Y
Playing Conference:	
NCAA championship exp:	
Conference management experience:	
Nominee has contacted listed references:	Y
Regional Advisory Committee Experience:	Y
RAC Committees:	Atlantic Regional Advisory Committee - Softball (2017 - 2019) Atlantic Regional Advisory Committee - Volleyball (2016 - 2017)
Former college S/A:	Softball,Volleyball
Former college coach (sports):	Volleyball
Active Member Institution:	Y
Previous Championships Site Representative:	N

### Qualification Statement:

I have participated in collegiate softball at multiple levels and in multiple capacities during my career. I competed in college softball in the NAIA, spent four years as a GA/Director of Operations for a power 5 SEC program, and served as the sport and game day administrator for softball at a DII institution since 2011. I served three seasons on the DII Atlantic RAC.

### Past or current Committee Service:

#### Employment History:

The University of Virginia's College at Wise:

Director of Athletics (2017-present)  
Senior Associate AD/SWA (Nov. 2015-June 2017)  
Associate AD for Academic Services/SWA (Dec. 2011-Nov. 2015)  
Adjunct Professors of Sport Management (Jan. 2010-May 2014)  
Head Volleyball Coach (June 2009-Dec. 2011)

The University of Tennessee - Knoxville:

Director of Softball Operations (Aug. 2006-June 2009)  
Softball Graduate Assistant/Manager (Oct. 2005-Aug. 2006)

#### Education:

Ph.D

#### References:

Patrick Britz, Commissioner - South Atlantic Conference (patrick@thesac.com)



## Division II Women's Softball Committee Nominee Information

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Reid Amos, Commissioner - Mountain East Conference ([commissioner@themountaineast.org](mailto:commissioner@themountaineast.org))

## 2020-21 SOFTBALL RULES COMMITTEE

(ASSOCIATION-WIDE RULES ADMINISTRATION)

Legislated: Nine members. Four Division I, two Division II, two Division III and an additional member shall be secretary-rules editor. Quota of 25 percent administrators:  
 Requirements: 2. Quota of 50 percent coaches: 4.

Duties: Establish and maintain rules of play consistent with the traditions of the sport and of such character as to ensure good sportsmanship and safe participation by the competitors. This committee is subject to the final authority of the Playing Rules Oversight Panel.

Policy: Each division shall adhere to the 50% coaches' requirement independently.

Vacancies: **One immediate vacancy, Todd Buckingham resigned. Coach or administrator.**

Staff Liaison: Ashlee Follis

DIV	POS	EM/GEN	NAME, INSTITUTION	CONFERENCE	9/20-9/21	9/21-9/22	9/22-9/23	9/23-9/24
FCS	Assoc AD/SWA)	N/F	Natalie Shock University of Central Arkansas	Southland	Shock	Shock	Shock	Shock*
FBS	C	N/M	Mike White University of Texas at Austin	Big 12	White	White	White*	
DI	C	Y/M	David Deiros Florida Gulf Coast University	ASUN	Deiros*			
FCS	C	N/F	Janelle Breneman University of North Carolina at Greensboro	Southern	Breneman	Breneman	Breneman*	
<b>II</b>	<b>C</b>	<b>N/M</b>	<b>Todd Buckingham Saginaw Valley State University</b>	<b>Great Lakes Intercollegiate Athletic</b>	<b>Buckingham</b>	<b>Buckingham*</b>		
II	SWA/C	N/F	Shena Hollar Lenoir-Rhyne University	South Atlantic	Hollar	Hollar	Hollar*	
III	C	N/F	Deanna Tritinger Chatham University	Presidents' Athletic	Tritinger	Tritinger*		
III	Asst AD/SWA	N/F	Lexie Vernon Knox College	Midwest	Vernon*			

\* Not eligible for reappointment 09/05/2020



## Women's Softball Rules Committee Nominee Information

Name:	Kristin Mort
Job Title:	Co-Director of Athletics
Designation:	
Gender:	F
Ethnic Minority:	N
Institution:	Colorado Mesa University
Conference:	Rocky Mountain Athletic Conference
Meet 50% Requirements:	Y
Institution Sponsors Sport:	Y
Playing Conference:	Rocky Mountain Athletic Conference
NCAA championship exp:	
Conference management experience:	Yes and Regional championships DI regional at Baylor one year to assist the NCAA who was short on site reps
Nominee has contacted listed references:	Y
Regional Advisory Committee Experience:	Y
RAC Committees:	Softball Men's Soccer
Former college S/A:	Softball
Former college coach (sports):	Softball
Active Member Institution:	Y
Previous Championships Site Representative:	Y

### Qualification Statement:

Been at CMU in DII for 27 years and was head softball coach for 19 seasons, coached 900 DII games  
Have been involved in several committees RMAC and NCAA

### Past or current Committee Service:

NCAA Nominating Committee 2013-16  
NCAA Championships Committee 2016-20

### Employment History:

All 27 years spent at CMU in DII

### Education:

Master's

### References:

Chris Graham - Rocky Mountain Athletic Conference

## 2020-21 DIVISION II MEN'S AND WOMEN'S CROSS COUNTRY COMMITTEE

Composition: Eight members, including four representing men's track and four representing women's track. Three positions are allocated for men, three for women. Quota of 50 percent administrators: **4**

One from each region: West, Central, South Central, Midwest, South, Southeast, Atlantic, East.

**Vacancies:** **One immediate vacancy, Ameila Maher resigned, Southeast region, coach or admin.**

Staff Liaison: Liz Homrig

	REG.	POS.	EM/ GEN	NAME AND INSTITUTION	CONFERENCE	9/20-9/21	9/21-9/22	9/22-9/23	9/23-9/24
(M/W)	West	C	N/M	Chris Bradford California State Polytechnic University, Pomona	California Collegiate Athletic	Bradford	Bradford	Bradford*	
(M/W)	South	Assoc. AD	N/F	Dawn Makofski University of Montevallo	Gulf South	Makofski*			
(M/W)	SoC	C/SWA	N/F	Leigh Cordes Lubbock Christian University	Lone Star	Cordes	Cordes	Cordes*	
<b>(M/W)</b>	<b>SoE</b>	<b>Dir of External Ops</b>	<b>N/F</b>	<b>Amelia Maher South Atlantic Conference</b>	<b>South Atlantic</b>	<b>Maher</b>	<b>Maher</b>	<b>Maher</b>	<b>Maher*</b>
(M/W)	East	C	N/M	Kevin Curtin Bentley University	Northeast-10	Curtin	Curtin	Curtin*	
(M/W)	Cen	AD	N/M	Jared Bruggeman Missouri Southern State University	Mid-America Intercollegiate Athletic	Bruggeman	Bruggeman*		
(M/W)	MidW	Assoc AD	N/F	Alexandra Eaton University of Southern Indiana	Great Lakes Valley Conference	Eaton*			
(W)	Atl	C	N/M	Andy Young Millersville University of Pennsylvania	Pennsylvania State Athletic	Young	Young*		

\* Not eligible for reappointment  
07/21/2020



## Division II Men's and Women's Cross Country Committee Nominee Information

Name:	Jason Bryan
Job Title:	Head Coach-Cross Country/Track and Field
Designation:	
Gender:	M
Ethnic Minority:	N
Institution:	Catawba College
Conference:	South Atlantic Conference
Meet 50% Requirements:	Y
Institution Sponsors Sport:	Y
Playing Conference:	South Atlantic Conference
NCAA championship exp:	
Conference management experience:	Hosted XC conference championships once
Nominee has contacted listed references:	Y
Regional Advisory Committee Experience:	N
RAC Committees:	
Former college S/A:	Cross country,Track and field
Former college coach (sports):	Cross Country,Track and field
Active Member Institution:	Y
Previous Championships Site Representative:	N

### Qualification Statement:

Have Coached within this region for over 10 years. Know the region and familiar with the schools and coaches involved. Understand the struggles and obstacles that are faced on this level and in this particular region.

### Past or current Committee Service:

No past experience

### Employment History:

Assistant Coach- Anderson University, SC (2009-2012)

Assistant Coach- College of Charleston (2012-2014)

Head Coach- Catawba College (2014-present)

### Education:

Master's

### References:

Craig Turnbull- Assistant AD, Compliance- Catawba College- [cturnbul@catawba.edu](mailto:cturnbul@catawba.edu)

Any Seago- Head Coach Cross Country/Track and Field- College of Charleston- [SeagoA@cofc.edu](mailto:SeagoA@cofc.edu)

Randy Greer- Director of Cross Country/Track and Field- University of the Cumberlands- [randall.greer@ucumberlands.edu](mailto:randall.greer@ucumberlands.edu)

## 2020-21 DIVISION II MEN'S AND WOMEN'S TRACK AND FIELD COMMITTEE

Composition: Eight members, including four representing men's track and four representing women's track. Three positions are allocated for men, three for women. Quota of 50 percent administrators: **4**  
 One from each region: West, Central, South Central, Midwest, South, Southeast, Atlantic, East.  
 Vacancies: **One immediate vacancy, Adam Ward resigned. Southeast region. Coach or admin**  
 Staff Liaison: LaKitha Murray

	REG.	POS.	EM/ GEN	NAME AND INSTITUTION	CONFERENCE	9/20-9/21	9/21-9/22	9/22-9/23	9/23-9/24
(M/W)	West	SWA	N/F	Randi Lydum Western Oregon University	Great Northwest Athletic	Lydum*			
(M/W)	South	Assoc AD	Y/F	Jacqueline Nicholson Albany State University (Georgia)	Southern Intercollegiate Athletic	Nicholson*			
(M/W)	SoC	Asst AD/SWA	N/F	Colleen Mischke Black Hills State University	Rocky Mountain Athletic	Mischke*			
<b>(M/W)</b>	<b>SoE</b>	<b>C</b>	<b>N/M</b>	<b>Adam Ward Augusta University</b>	<b>Peach Belt</b>	<b>Ward*</b>			
(M/W)	East	C/ Asst AD	N/M	Zach Emerson Franklin Pierce University	Northeast-10	Emerson	Emerson	Emerson*	
(M/W)	Cen	C	N/M	Brock Hime Arkansas Technical University	Great American	Hime	Hime	Hime	Hime*
(M/W)	MidW	Deputy AD	N/M	Doug Lipinski, Grand Valley State University	Great Lakes Intercollegiate	Lipinski	Lipinski	Lipinski*	
(M/W)	Atl	Interim AD	N/F	Kristen Decker Mansfield University of Pennsylvania	Pennsylvania State Athletic	Decker	Decker*		

\* Not eligible for reappointment  
 08/10/2020





## Division II Men's and Women's Track and Field Committee Nominee Information

Name:	Joseph Wassink
Job Title:	Head Men's & Women's Track and Field Coach
Designation:	
Gender:	M
Ethnic Minority:	Y
Institution:	Limestone University
Conference:	South Atlantic Conference
Meet 50% Requirements:	Y
Institution Sponsors Sport:	Y
Playing Conference:	
NCAA championship exp:	
Conference management experience:	My conference championship management experience is limited to my involvement in the discussion and creation of conference championship rules and competition schedule.
Nominee has contacted listed references:	Y
Regional Advisory Committee Experience:	Y
RAC Committees:	I am currently a regional representative for the DII Track & Field Executive Committee. I have served as a regional rep and secretary for DII Cross Country Executive Committee.
Former college S/A:	Track & Field, Football
Former college coach (sports):	Track & Field
Active Member Institution:	Y
Previous Championships Site Representative:	N

### Qualification Statement:

I have served on multiple DII Committees for six years. I am driven to continue to help promote and improve the sport of Track & Field and the student-athlete experience.

### Past or current Committee Service:

Limestone University Diversity, Equity and Inclusion Task Force Chair - Current  
DII Track & Field Executive Committee Rep 2019-Current  
DII Cross Country Executive Committee Secretary 2016-2019  
DII Law & Legislation Committee 2016-2019  
DII Cross Country Executive Committee Rep 2014-2016

### Employment History:

Limestone University Head Coach 2014-Current  
Limestone University Assistant Coach 2012-2014  
Wesleyan University Assistant Coach 2010-2012  
Emporia State University Graduate Assistant 2007-2009

### Education:

Master's

### References:

Michael Cerino - Athletic Director, Mcerino@limestone.edu, (864) 488-4564  
Hailey Martin - Limestone University Assistant AD for Diversity, Inclusion and Community Engagement/Senior Woman Administrator, Hpeay@limestone.edu, (864) 488-4472



REPORT OF THE  
NCAA DIVISION II CHAMPIONSHIPS COMMITTEE  
NOVEMBER 19, 2020, ELECTRONIC VOTE

**ACTION ITEMS.**

**1. Legislative items.**

- None.

**2. Nonlegislative items.**

- **Field size reductions for the 2021 outdoor track and field championships.**

- a. Recommendation. Conduct the 2021 NCAA Division II Men’s and Women’s Outdoor Track and Field Championships with the following field size adjustments:

<b>Sport</b>	<b>Sponsorship</b>	<b>Full Bracket/ Field Size</b>	<b>Recommended Bracket/Field Size (% reduction)</b>
Men’s Outdoor Track and Field	225	377	283 (25%)
Women’s Outdoor Track and Field	256	377	283 (25%)

- b. Effective date. 2021 championships.

- c. Rationale. The Championships Committee reviewed proposals from winter and spring sport committees during its November 5 videoconference and submitted recommendations accordingly. However, the track and field committee had not made a recommendation for outdoor track and field at that time. This recommendation reflects the sport committee’s input. This recommended reduction helps mitigate projected budget shortfalls without compromising the student-athlete championship experience.

- d. Estimated budget impact. Current estimates indicate that the combined reductions for all winter and spring sports could produce an approximately \$2.8 million savings for the 2021 fiscal year (including the savings accrued from the cancellation of the 2020 fall sport championships). While the committee is aware of the fluidity and volatility of budget projections during these unprecedented times, members believe the recommended reductions maintain the integrity of the championship experience and are responsive to the division’s short-term budget recovery efforts and the division’s long-term budgetary goals.

- e. Student-athlete impact. While reducing opportunities is never a desired outcome, the Championships Committee believes the reductions are a necessary step to maintain championship opportunities and conduct these events in as safe a manner as possible. The committee also emphasizes that these are one-year deviations from the typical brackets/field sizes and that every effort will be made to conduct championships at full capacity in subsequent years.

[This recommendation was approved November 30 by the Division II Planning and Finance Committee. It is included in this report for ease of reference.]

**INFORMATIONAL ITEMS.**

- **Women's Rowing Committee report.** Championships Committee members received the rowing committee's report as information only, noting that Amanda Knight, the associate director of athletics and senior woman administrator at Barry University, has been appointed as chair for the remainder of the 2020-21 academic year.

*Committee Chair:* Steve Card, Western Washington University; Great Northwest Athletic Conference

*Staff Liaison(s):* Roberta Page, Championships and Alliances  
Liz Homrig, Championships and Alliances  
Karen Wolf, Academic and Membership Affairs

<b>Division II Championships Committee November 19, 2020, Electronic Vote</b>
<b>Attendees:</b>
Reid Amos, Mountain East Conference.
Kristy Bayer, Emporia State University.
Steve Card, Western Washington University.
Dick Christy, University of North Carolina at Pembroke.
Grant Foley, Delta State University (Division II SAAC representative).
Nathan Gibson, University of Colorado, Colorado Springs.
Chris Graham, Rocky Mountain Athletic Conference (Management Council chair).
Terri Holmes, Northern State University.
Jim Johnson, Pittsburg State University.
Matt Kilcullen, Mercy College.
Courtney Lovely Evans, Palm Beach Atlantic University (Management Council vice chair).
Carrie Michaels, Shippensburg University of Pennsylvania.
Carol Rivera, California Collegiate Athletic Association.
Suzanne Sanregret, Michigan Technological University.
<b>Absentees:</b>
None.
<b>Guests in Attendance:</b>
Gary Brown, NCAA Contractor.
<b>NCAA Staff Support in Attendance:</b>
Liz Homrig, Roberta Page and Karen Wolf,
<b>Other NCAA Staff Members in Attendance:</b>
None.



REPORT OF THE  
NCAA DIVISION II CHAMPIONSHIPS COMMITTEE  
DECEMBER 3, 2020, VIDEOCONFERENCE

**ACTION ITEMS.**

**1. Legislative items.**

- None.

**2. Nonlegislative items.**

**a. One-year waiver of regional site determination.**

- (1) Recommendation. For the 2020-21 academic year only, waive NCAA Bylaw 31.1.3.2.1 (criteria for regional site determination) to provide sport committees flexibility in selecting regional hosts.
- (2) Effective date. 2021 winter and spring championships.
- (3) Rationale. Bylaw 31.1.3.2.1 states that the top-seeded team, as determined by the governing sports committee, shall be provided the opportunity to host the regional competition as long as specific criteria developed by the sport committee and specified general site-selection criteria are satisfied. The Championships Committee believes it is prudent to waive the bylaw for this academic year to prepare for a scenario in which a top-seeded team is unable to host regional competition. Sport committees would be compelled to follow the bylaw otherwise, but if COVID-19 conditions dictate a change, this waiver would provide the necessary flexibility.
- (4) Estimated budget impact. None.
- (5) Student-athlete impact. While student-athletes on a team that is top seeded but cannot host might lose an otherwise earned competitive advantage, the recommendation helps broaden regional site options that can meet the enhanced health and safety standards to conduct 2021 championships.

[This recommendation was approved December 7 by the Division II Administrative Committee. It is included in this report for ease of reference.]

**b. Sport committee appointments.** Ratify the following sport and rules committee appointments, effective immediately. (See Attachment A.)

- (1) **Women's golf.** Appoint **Melanie Robotham**, assistant commissioner, Lone Star Conference, to replace Jackie Wallgren, senior associate director of athletics and senior woman administrator, Colorado State University-Pueblo, who resigned from the committee.

- (2) **Wrestling.** Appoint **Dale Lennon**, director of athletics, University of Mary, to replace Ann Traphagen, former deputy director of athletics and senior woman administrator, Augustana University (South Dakota), who resigned from the committee.

[These appointments were approved December 7 by the Division II Administrative Committee. They are included in this report for ease of reference.]

**INFORMATIONAL ITEMS.**

1. **Welcome and review of agenda.** Championships Committee Chair Steve Card welcomed the group and reviewed the agenda.
2. **Review of previous reports.** The committee approved the report from its November 5 videoconference, as presented.
3. **Return-to-championships plans.** NCAA Championships and Alliances Managing Director Anthony Holman updated the committee on work being done within the championships and alliances staff to develop return-to-championship plans in order to meet the enhanced health and safety standards for conducting NCAA championships in 2021. Staff will be reaching out to host sites to share these plans and ensure that hosts can comply with the new standards. Mr. Holman also noted that the bid process for hosting preliminary-round sites will begin December 10.
4. **Nominating Committee report.** Championships Committee members reviewed the Nominating Committee's November 20 report and supported sport and rules committee appointments as specified in Action Item 2-b.
5. **Sport committee reports.**
  - a. **Men's and women's cross country.** The Championships Committee approved the following regional sites and hosts for the 2021 Division II Men's and Women's Cross Country Championships:

<b>Region</b>	<b>Institutional Host</b>	<b>Location</b>
East	Rochester NY Sports Commission and Roberts Wesleyan College	Matt St. James Cross Country Trials; Rochester, New York
South Central	Visit Lubbock and Lubbock Christian University	LCU Cross Country Course; Lubbock, Texas

- b. **Men's and women's swimming and diving.** Due to the cancellation of the 2021 Division II National Championships Festival for winter sports, the Championships Committee approved the Division II Men's and Women's Swimming and Diving Committee's request to revise the order of events as specified for the 2021 Division II Men's and Women's Swimming and Diving Championships. (See Attachment B.)

- 6. Top five attendance at championships.** The committee discussed the policy in typical years that offers complimentary championship admission for the “top five” administrators from participating institutions. Given the reduced attendance for winter and spring sport championships in 2021, the committee agreed to suspend this policy for this year only in order to allow more student-athlete spectators within the reduced capacities.
- 7. Criteria for regional site determination.** In its ongoing review of contingency plans to manage COVID-19 conditions, the committee reviewed and supported a one-year waiver of the current bylaw pertaining to top-seeded teams being assured the opportunity to host regional competition (see Action Item 2-a).
- 8. Selection criteria review for winter and spring sport championships.** The committee reviewed the required selection criteria for team sports and the additional criteria sport committees have opted to use and agreed that, given the challenges inherent within the selection process this year with reduced competitions (particularly nonconference competitions), sport committees and their regional advisory committees will be allowed to use any or all of the optional criteria, as long as the criteria are applied consistently throughout the season.
- 9. Men’s and Women’s Basketball Committees’ selection criteria recommendation.** The committee reviewed the recommendation it made in November regarding reduced bracket/field sizes for winter and spring sport championships and discussed input from the Division II Men’s and Women’s Basketball Committees related to how those reduced brackets would be populated. The sport committees had been concerned about potentially compromised selection tools based on the fact that most conferences that have agreed to play this year are conducting primarily conference-only schedules, which will make it difficult for the basketball regional advisory committees and sport committees to rank and select teams, respectively. Accordingly, the basketball committees had proposed allowing more flexibility for conferences to determine the bracket and thus mitigate the use of potentially inadequate selection criteria. Championships Committee members appreciated the input but noted its decision at this meeting to allow sport committees to use any and all criteria available to them for this academic year only (see Informational Item 8), which they believe will alleviate the concern. Accordingly, the Championships Committee agreed that for now, the basketball committees should continue their criteria-based selection procedures to determine participants for the 2021 Division II Men’s and Women’s Basketball Championships.
- 10. Other business.**

  - **Winter break.** The committee discussed the application of legislation and policies surrounding the winter break.
- 11. Future meetings/videoconferences.**

  - January 7, 2021 (via videoconference).

- February 25-26, 2021 (via videoconference).
- June 10-11, 2021 (via videoconference).
- September 13-14, 2021 (potentially in person; Indianapolis).

*Committee Chair:* Steve Card, Western Washington University; Great Northwest Athletic Conference

*Staff Liaison(s):* Roberta Page, Championships and Alliances  
Liz Homrig, Championships and Alliances  
Karen Wolf, Academic and Membership Affairs

<b>Division II Championships Committee December 3, 2020, Videoconference</b>
<b>Attendees:</b>
Reid Amos, Mountain East Conference.
Kristy Bayer, Emporia State University.
Steve Card, Western Washington University.
Dick Christy, University of North Carolina at Pembroke.
Grant Foley, Delta State University (Division II SAAC representative).
Nathan Gibson, University of Colorado, Colorado Springs.
Chris Graham, Rocky Mountain Athletic Conference (Management Council chair).
Terri Holmes, Northern State University.
Jim Johnson, Pittsburg State University.
Matt Kilcullen, Mercy College.
Courtney Lovely Evans, Palm Beach Atlantic University (Management Council vice chair).
Carrie Michaels, Shippensburg University of Pennsylvania.
Carol Rivera, California Collegiate Athletic Association.
Suzanne Sanregret, Michigan Technological University.
<b>Absentees:</b>
None.
<b>Guests in Attendance:</b>
Gary Brown, NCAA Contractor.
<b>NCAA Staff Support in Attendance:</b>
Liz Homrig, Championships and Alliances.
Roberta Page, Championships and Alliances.
Karen Wolf, Academic and Membership Affairs.
<b>Other NCAA Staff Members in Attendance:</b>
Terri Steeb Gronau, Leslie Havens, Anthony Holman, Maritza Jones, Ryan Jones and Corbin McGuire.

## 2020-21 DIVISION II WOMEN'S GOLF COMMITTEE

Composition: Four members. One from each of the Division II regions: East (East, Atlantic and Midwest regions), South (South and Southeast regions), Central (Central region), West (South Central and West regions). Quota of 50 percent athletic administrators: 2.

**Vacancies:** One immediate vacancy, Jackie Wallgren resigned; West region, administrator.

Staff Liaison: Jay Jay Rackley

REG	POS	EM/ GEN	NAME, INSTITUTION	CONFERENCE	9/20-9/21	9/21-9/22	9/22-9/23	9/23-9/24
So	Assoc. AD	Y/M	Randy Loggins Tusculum University (Converse College)	South Atlantic (Conference Carolinas)	Loggins	Loggins*		
Cen	C	N/M	Brad Fleetwood Southwestern Oklahoma State University	Great American	Fleetwood*			
East	C	N/M	Brent Nicosen (University of Indianapolis)	Great Lakes Valley	Nicosen	Nicosen	Nicosen	Nicosen
<b>West</b>	<b>Sr Assoc AD/SWA</b>	<b>N/F</b>	<b>Jackie Wallgren Colorado State University- Pueblo</b>	<b>Rocky Mountain Athletic</b>	<b>Wallgren</b>	<b>Wallgren</b>	<b>Wallgren*</b>	

\*Not eligible for reappointment  
10/28/2020





## Division II Women's Golf Committee Nominee Information

Name:	Melanie Robotham
Job Title:	Assistant Commissioner
Designation:	
Gender:	F
Ethnic Minority:	N
Institution:	Lone Star Conference
Conference:	Lone Star Conference
Meet 50% Requirements:	Y
Institution Sponsors Sport:	Y
Playing Conference:	Lone Star Conference
NCAA championship exp:	
Conference management experience:	<p>As a conference staff member, I have been closely involved in the management of Lone Star Conference championship events. I work directly with several sports including a day-to-day focus on softball, volleyball, and golf.</p> <p>I have coordinated and directed successful championships for the sports of golf, cross country, women's soccer, volleyball, basketball, tennis, baseball, softball and track &amp; field. This includes many responsibilities at our neutral-site men's and women's basketball championship, and all aspects of the golf championships including securing a course, planning and managing the event on-site.</p> <p>Also, I coordinated media relations efforts for the Lone Star Football Festival at AT&amp;T Stadium, which was held from 2011-15. Additionally, I manage the awards announcement at championship banquet or before the start of postseason competition.</p>
Nominee has contacted listed references:	Y
Regional Advisory Committee Experience:	Y
RAC Committees:	Division II Women's Golf Regional Advisory Committee, 2014-16... Division II Volleyball Regional Advisory Committee, 2011-13... Division II Softball Regional Advisory Committee, 2009-11
Former college S/A:	Softball
Former college coach (sports):	
Active Member Institution:	Y
Previous Championships Site Representative:	Y

### Qualification Statement:

My professional experience provides qualification for service on the Division II Women's Golf Committee representing the West Region.

I have several years of committee experience after serving on the Division II volleyball committee along with the softball, volleyball and women's golf RACs, and that experience has given me a strong understanding of the ranking process and selection criteria.

I have also served as a NCAA Site Representative at several regionals.

Furthermore, I have spent several years at a Division II institution or conference office and had the opportunity to work closely with the administration and hosting of conference championships in all sports including a neutral site basketball championship, in addition to numerous DII regional and national championship events (softball in 2015, men's basketball in 2016, and football in 2018 and 2019).

### Past or current Committee Service:

NCAA Division II Volleyball National Committee, 2016-2020... NCAA Division II Women's Golf Regional Advisory Committee, 2014-16... NACWAA Education and Professional Development Committee, 2016 ... NCAA Division II Volleyball Regional Advisory Committee, 2011-13... NCAA Statistics and Records Advisory Board, 2012-15... NCAA Division II Softball Regional Advisory Committee, 2009-11... NCAA Site Representative for softball (2009, 2010, 2011, 2014, 2016, 2017) and volleyball (2013, 2016, 2018, 2019)... NACWAA Awards Committee, 2011-12... NACWAA Convention Local Organizing Committee, 2010.

### Employment History:

Assistant Commissioner, Lone Star Conference, August 2006-present... Sports Information Director, Texas Woman's University, August 2004-



## Division II Women's Golf Committee Nominee Information

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August 2006... Communications Assistant, University of Arkansas, August 2003-July 2004... Graduate Assistant, University of South Dakota, 2001-03.

**Education:**

Master's

**References:**

Jay Poerner, Commissioner, Lone Star Conference, [jay@lonestarconference.org](mailto:jay@lonestarconference.org)

## 2020-21 DIVISION II WRESTLING COMMITTEE

Composition: Six members. One from each region: Super Region 1, Super Region 2, Super Region 3, Super Region 4, Super Region 5 and Super Region 6. Quota of 50 percent administrators: **3**.

Vacancy: **One immediate vacancy, Ann Traphagen resigned; Super Region 5; administrator.**

Staff Liaison: Ryan Tressel

REG.	POS.	EM/G	NAME AND INSTITUTION	CONFERENCE	9/20-9/21	9/21-9/22	9/22-9/23	9/23-9/24
1	C	N/M	Brian Tucker Seton Hill University	Pennsylvania State Athletic	Tucker*			
2	C	Y/M	Kelly Revells Limestone College	South Atlantic	Revells*			
3	Assist AD	N/M	Adam Bracken Ashland University	Great Lakes Valley Intercollegiate Athletic	Bracken	Bracken	Bracken	Bracken*
4	C	Y/M	Todd Steidley University of Central Oklahoma	Mid-America Intercollegiate Athletics	Steidley	Steidley	Steidley	Steidley*
<b>5</b>	<b>SWA</b>	<b>N/F</b>	<b>Ann Traphagen Augustana University (South Dakota)</b>	<b>Northern Sun Intercollegiate</b>	<b>Traphagen</b>	<b>Traphagen</b>	<b>Traphagen*</b>	
6	AD	N/M	Miles Van Hee Western State Colorado University	Rocky Mountain Athletic	Van Hee	Van Hee*		

\*Not eligible for reappointment.

10/06/2020



## Division II Wrestling Committee Nominee Information

Name:	Dale Lennon
Job Title:	Director of Athletics
Designation:	
Gender:	M
Ethnic Minority:	N
Institution:	University of Mary
Conference:	Northern Sun Intercollegiate Conference
Meet 50% Requirements:	Y
Institution Sponsors Sport:	Y
Playing Conference:	
NCAA championship exp:	
Conference management experience:	
Nominee has contacted listed references:	Y
Regional Advisory Committee Experience:	N
RAC Committees:	After a 31-year coaching career, I am entering my 4th year of being an Athletic Director, so my experience with administrative committees is limited to the NSIC. My career in coaching has provided me with a strong understanding of National committees
Former college S/A:	
Former college coach (sports):	
Active Member Institution:	Y
Previous Championships Site Representative:	

### Qualification Statement:

I am entering my third year as Athletic Director at the University of Mary and would like to become active on the National Scene. Previously, I was a college football coach for 31 years and served on many conference and national committees including being selected to the American Football Coaches Association Board of Trustees, the governing body of college football coaches. My interest in Wrestling has always been strong and is reflected in the growth of University of Mary wrestling program. Recently, UMary swept the NSIC 2018-19 league awards for Coach of the Year, Newcomer of the Year and Wrestler of the year. UMary has also applied to host the Super Region 5 tournament the past two seasons and will continue to seek this tournament. The city of Bismarck, North Dakota, is a wrestling community and has produced some of the top wrestlers and coaches at all levels. I also have a good relationship with the many of the coaches in the NSIC and in the wrestling community.

### Past or current Committee Service:

Division II Coaches National Poll (USA Today) - Member and Chairman (99-07)  
 Division II All American Committee (USA Today) - Member and Chairman (99-07)  
 AFCA Division I FCS Coaches National Poll (Selection of DII All American Team) - Member and Chairman (08-15)  
 AFCA Division I FCA All American Selection Committee (USA Today) - Member and Chairman (08-15)  
 NCAA Division I FCS Executive Committee (USA Today) - Member and Committee Chairman (10-15)  
 NACDA FCS Coaches Liaison with FCS Athletic Directors (10-15)  
 American Football Coaches Association (AFCA) Board of Trustees (14-15)  
 Special Olympics North Dakota (SOND) Board of Trustees (19-20)

### Employment History:

Director of Intercollegiate Athletics – University of Mary, Bismarck, ND (2017-20)  
 Director of Public Affairs – University of Mary, Bismarck, ND (2016-17)  
 Head Football Coach – Southern Illinois University, Carbondale, IL (2008-15)  
 Head Football Coach – University of North Dakota, Grand Forks, ND (1999-2007)  
 Head Football Coach – University of Mary, Bismarck, ND (1997-98)  
 Defensive Coordinator – University of North Dakota, Grand Forks, ND (1988-1996)



## Division II Wrestling Committee Nominee Information

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Assistant Football Coach and Director of Housing – Dickinson State University (1987)

Assistant Football Coach and Admissions Counselor – Valley City State University, Valley City, ND (1986)

### **Education:**

### **References:**

Mario Moccia, Athletic Director  
New Mexico State University  
1815 Wells Street  
Las Cruces, NM 88003  
Office: (575) 646-7630  
Email: moccia@nmsu.edu

Dr. Rita Hartung Cheng, President  
Northern Arizona University  
P.O. Box 4092  
Flagstaff, AZ 86011  
Office: (928) 523-3232  
Email: rita.cheng@nau.edu

Dr. Terry Wanless, Athletic Director Emeritus  
Sacramento State University  
121 A Rumsey Circle  
Versailles, KY 40383  
Cell: (916) 224-2200  
Email: Twanless@yahoo.com

Jerome Richter, Executive Vice President & Chief of Staff  
University of Mary  
7500 University Drive  
Bismarck, ND 58504  
Office: (701) 355-8072  
Email: jjrichter@umary.edu

**Proposed  
Four-Day NCAA Division II Men's and Women's Swimming and Diving Championships Program**

TRIALS – WEDNESDAY, 10 a.m.

Event No.

3. 1,000-yard freestyle (W) – All but last heat of time finals
4. 1,000-yard freestyle (M) – All but last heat of time finals
5. 200-yard individual medley (W)
6. 200-yard individual medley (M)
7. 50-yard freestyle (W)
8. 50-yard freestyle (M)
9. Diving – Trials 2 p.m.\*

FINALS – WEDNESDAY, 6 p.m.

Event No.

1. 200-yard medley relay (W) – Time finals  
5-minute intermission
2. 200-yard medley relay (M) – Time finals  
5-minute intermission
3. 1,000-yard freestyle (W) – Last heat of time finals
4. 1,000-yard freestyle (M) – Last heat of time finals
5. 200-yard individual medley (W)
6. 200-yard individual medley (M)
7. 50-yard freestyle (W)
8. 50-yard freestyle (M)
9. Diving - Finals\*
10. 200-yard freestyle relay (W) – Time finals
11. 200-yard freestyle relay (M) – Time finals

TRIALS – THURSDAY, 10 a.m.

Event No.

12. 100-yard butterfly (W)
13. 100-yard butterfly (M)
14. 400-yard individual medley (W)
15. 400-yard individual medley (M)
16. 200-yard freestyle (W)
17. 200-yard freestyle (M)
18. Diving – Trials 2 p.m.\*

FINALS – THURSDAY, 6 p.m.

Event No.

12. 100-yard butterfly (W)
13. 100-yard butterfly (M)
14. 400-yard individual medley (W)
15. 400-yard individual medley (M)
16. 200-yard freestyle (W)
17. 200-yard freestyle (M)

18. Diving - Finals\*
19. 400-yard medley relay (W) – Time finals  
5-minute intermission
20. 400-yard medley relay (M) – Time finals

TRIALS – FRIDAY, 10 a.m.

Event No.

21. 500-yard freestyle (W)
22. 500-yard freestyle (M)
23. 100-yard backstroke (W)
24. 100-yard backstroke (M)
25. 100-yard breaststroke (W)
26. 100-yard breaststroke (M)
27. 200-yard butterfly (W)
28. 200-yard butterfly (M)
29. Diving – Trials 2 p.m.\*

FINALS – FRIDAY, 6 p.m.

Event No.

21. 500-yard freestyle (W)
22. 500-yard freestyle (M)
23. 100-yard backstroke (W)
24. 100-yard backstroke (M)
25. 100-yard breaststroke (W)
26. 100-yard breaststroke (M)
27. 200-yard butterfly (W)
28. 200-yard butterfly (M)
29. Diving – Finals\*
30. 800-yard freestyle relay (W) – Time finals  
5-minute intermission
31. 800-yard freestyle relay (M) – Time finals

TRIALS – SATURDAY, 10 a.m.

Event No.

34. 100-yard freestyle (W)
35. 100-yard freestyle (M)
36. 200-yard backstroke (W)
37. 200-yard backstroke (M)
38. 200-yard breaststroke (W)
39. 200-yard breaststroke (M)  
20-minute intermission – TBD based on facility.
32. 1,650-yard freestyle (W) – All but last heat of time finals
33. 1,650-yard freestyle (M) – All but last heat of time finals
40. Diving – Trials 2 p.m.\*

FINALS – SATURDAY, 6 p.m.

Event No.

32. 1,650-yard freestyle (W) – Last heat of time finals

## ATTACHMENT B

33. 1,650-yard freestyle (M) – Last heat of time finals
34. 100-yard freestyle (W)
35. 100-yard freestyle (M)
36. 200-yard backstroke (W)
37. 200-yard backstroke (M)
38. 200-yard breaststroke (W)
39. 200-yard breaststroke (M)
40. Diving – Finals\*
41. 400-yard freestyle relay (W) – Time finals  
5-minute intermission
42. 400-yard freestyle relay (M) – Time finals

\* Board order is TBD pending diving coach survey results. Current 3, 1, 1, 3 or 1, 3, 3, 1 or 1, 1, 3, 3.  
Women compete on first day in even-numbered years. Men compete on first day in odd-numbered years.





REPORT OF THE  
NCAA DIVISION II LEGISLATION COMMITTEE  
NOVEMBER 2, 2020, VIDEOCONFERENCE

**ACTION ITEMS.**

**1. Legislative Items.**

**a. Noncontroversial Legislation – NCAA Division II Bylaw 13.4.3.1– Recruiting – Recruiting Materials – Advertisements and Promotions – Recruiting Advertisements – Elimination of Restrictions.**

- (1) Recommendation. Adopt noncontroversial legislation to eliminate NCAA Division II Bylaw 13.4.3.1 (recruiting advertisements) and permit institutions to produce any advertising and promotional material designed to solicit the enrollment of a prospective student-athlete, provided the recruiting advertisement does not publicize interest in a particular prospective student-athlete.
- (2) Effective date. Immediate.
- (3) Rationale. Current legislation prohibits the publication of advertising or promotional material, by or on behalf of a member institution, designed to solicit the enrollment of a prospective student-athlete, unless it meets a legislated exception. In response to the impact of COVID-19, the NCAA Division II Administrative Committee approved a blanket waiver May 6, 2020, to permit institutions to produce any promotional material for purposes of recruiting through the 2020-21 academic year, provided the publicity legislation (Bylaw 13.10) is followed and the institution doesn't publicize interest in a particular prospective student-athlete. This proposal would permanently eliminate the recruiting advertisements legislation (Bylaw 13.4.3.1) and allow institutions the same flexibility that was granted in the blanket waiver.
- (4) Estimated budget impact. None.
- (5) Student-athlete impact. None.

**b. Noncontroversial Legislation – Bylaws 13.4.4 and 13.10.2 – Recruiting – Recruiting Materials and Publicity – Electronic Transmissions and Comments Prior to Signing – Recruiting Correspondence with Multiple Uncommitted Prospective Student-Athletes.**

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaws 13.4.4 (electronic transmissions) and 13.10 (publicity) to permit coaching

staff members to participate on a telephone/video call and electronic correspondence with any number of contactable uncommitted prospective student-athletes (and their family members).

- (2) Effective date. Immediate.
- (3) Rationale. Current legislation requires recruiting correspondence with uncommitted prospective student-athletes to be private between recipient and sender. An institution may comment publicly only to the extent of confirming its recruitment of the prospective student-athlete. In response to the impact of COVID-19, the Administrative Committee approved a blanket waiver May 20, 2020, to permit coaching staff members and current student-athletes to participate on a telephone/video call with any number of uncommitted prospective student-athletes (and their family members) until the start of the institution's fall 2020 term. All other publicity restrictions as outlined in Bylaw 13.10 continued to apply. The blanket waiver was extended July 15, 2020, to apply through the 2020-21 academic year with any contactable prospective student-athletes. This proposal would permanently permit multiple coaching staff members to participate on a telephone/video call and electronic correspondence with any number of contactable uncommitted prospective student-athletes (and their family members).
- (4) Estimated budget impact. None.
- (5) Student-athlete impact. None.

**c. Noncontroversial Legislation – Bylaw 13.17.4 – Recruiting – Recruiting Calendars – Dead Periods for Other Sports – Wrestling.**

- (1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 13.17.4 (dead periods for other sports) to designate, in wrestling, the Monday before the National Wrestling Coaches Association Convention through the day of adjournment of the convention as a dead period.
- (2) Effective date. Immediate.
- (3) Rationale. Wrestling tournaments and events involving prospective student-athletes occur year-round, including holidays. The off-campus recruiting season has grown to cover the entire calendar year. Establishing a dead period surrounding the annual coaches convention allows prospective student-athletes to spend more time with their families after the USA Wrestling Junior National Championship and just before the start of the next

academic year. This proposal would provide coaches with the flexibility to engage in significant and meaningful off-campus recruiting at the tournaments/events of their choice, as well as provide for a more balanced professional and personal life. This proposal promotes the well-being of prospective student-athletes, current student-athletes and coaches. Establishing a dead period during this time levels the recruiting playing field and allows more coaches to attend the convention.

(4) Estimated budget impact. None.

(5) Student-athlete impact. None.

## 2. Nonlegislative Items.

### a. **Legislative Referral to the NCAA Division II Student-Athlete Advisory Committee and Division II Coaches Connection Groups – Student-Athlete Involvement in Recruiting Correspondence.**

(1) Recommendation. That the NCAA Division II Management Council refer a legislative concept to amend Bylaws 13.1.2.4 (student-athlete) and 13.1.3.4.1 (enrolled students and student-athletes) to the Division II Student-Athlete Advisory Committee and the Division II Coaches Connection groups for a potential legislative change in Division II:

Whether to permit student-athletes to participate in recruiting correspondence (written or electronically transmitted correspondence, telephone calls, videoconference) at the direction and/or expense of a coaching staff member.

(2) Effective date. Immediate.

(3) Rationale. Current legislation prohibits student-athletes from participating in recruiting correspondence (written or electronically transmitted correspondence, telephone calls) at the direction and/or expense of a coaching staff member or a representative of athletics interest (Bylaws 13.1.2.4 – student-athlete and 13.1.3.4.1 – enrolled students and student-athletes). In response to the impact of COVID-19, the Administrative Committee approved a blanket waiver April 15, 2020, to permit current student-athletes to be involved in recruiting correspondence (e.g., phone call, videoconference) at the direction of a coaching staff member until the start of the institution’s fall 2020 term with: (1) High school prospective student-athletes graduating in spring/ summer 2020; (2) Two-year college prospective student-athletes transferring for the fall 2020 term; and (3)

Four-year college transfers who have been granted permission to contact. The blanket waiver was extended July 15, 2020, to permit current student-athletes to be involved in correspondence with any contactable prospective student-athlete at the direction of the coaching staff through the 2020-21 academic year.

- (4) Estimated budget impact. None.
- (5) Student-athlete impact. Student-athletes would be permitted to be involved in recruiting correspondence at the direction and/or expense of a coaching staff member.

**b. Legislative Referral to the NCAA Division II Academic Requirements Committee – Competition in Year of Transfer.**

- (1) Recommendation. That the Management Council refer a legislative concept to amend Bylaw 14.5.4.5.8 (competition in year of transfer) to the Division II Academic Requirements Committee for a potential legislative change in Division II:

Whether a transfer student-athlete should be ineligible at the certifying institution if he or she competes during the nonchampionship segment at the previous institution when the contest(s) count toward championships selection, or if a transfer student-athlete's previous institution declares the alternate playing season.

- (2) Effective date. August 1, 2021, for a student-athlete who transfers to a Division II institution during the 2021-22 academic year and thereafter.
- (3) Rationale. The competition in year of transfer legislation, which applies to both two-year and four-year college transfers, specifies that a transfer student is not eligible to compete at the certifying institution during the segment that concludes with the NCAA championship if the student-athlete has competed during that segment of the same academic year in the sport at the previous institution. This legislative change would help clarify the application for situations in which: (1) a student-athlete wishes to compete in the year of transfer when previous participation only occurred during the nonchampionship segment and the contests counted towards championships selections; and (2) a student-athlete participates in a sport that declares the alternate playing season and transfers to an institution that does not declare the alternate playing season.
- (4) Estimated budget impact. None.

- (5) Student-athlete impact. Transfer student-athletes will be ineligible to compete during the championship segment at the certifying institution if he or she competed in contest(s) at the previous institution that counted towards championship selection or if the previous institution declared the alternate playing season.

**c. Legislative Referral to the NCAA Division II Student-Athlete Advisory Committee and Division II Coaches Connection Groups – Playing and Practice Seasons – Institutional Vacation Period – Team Sports – Summer Activities.**

- (1) Recommendation. That the NCAA Division II Management Council refer a legislative concept to amend Bylaw 17 (playing and practice seasons) to the Division II Student-Athlete Advisory Committee and Division II Coaches Connection groups for consideration of a potential legislative change in Division II:

Whether to permit student-athletes in team sports to participate in individual-workout sessions with a member of the coaching staff during any institutional vacation period and/or the summer, provided such workouts are voluntary and the request for such assistance is initiated by the student-athlete.

- (2) Effective date. Immediate.
- (3) Rationale. Current legislation prohibits student-athletes in team sports from participating in any countable athletically related activities, including individual-workout sessions with a member of the coaching staff, outside of the playing season during any institutional vacation period and/or the summer. Such workouts are permissible in individual sports. In response to the impact of COVID-19, the Administrative Committee adopted noncontroversial legislation May 6, 2020, to permit voluntary workouts at the request of the student-athlete for team sports until the start of the institution's fall 2020 term.
- (4) Estimated budget impact. None.
- (5) Student-athlete impact. Student-athletes in team sports would have the opportunity to participate in additional workout sessions during any institutional vacation period and/or the summer.

**d. Blanket Waiver for Alternate Playing and Practice Seasons for the 2020-21 Academic Year – Application of the 14-Consecutive Calendar-Day Period Break Between the Nonchampionship and Championship Segments.**

- (1) Recommendation. That the Division II Administrative Committee specify that in all sports, if the nonchampionship segment precedes the championship segment, student-athletes must be given a 14-consecutive calendar-day break, during which no countable athletically related activities may occur, at some point between the nonchampionship and championship segments. Further, to specify that institutions may determine when the break occurs, and it does not need to immediately follow the conclusion of the nonchampionship segment (teams can proceed directly in to the eight-hour segment).
- (2) Effective date. Immediate.
- (3) Rationale. Due to the impact of COVID-19, the Division II Administrative Committee issued blanket waivers June 17, 2020, for fall championship sports and July 29, 2020, for winter and spring championship sports, that permits schools and conferences to determine alternate championship and nonchampionship segments during the 2020-21 academic year only. These clarifications will assist the membership with proper implementation of the required 14-consecutive calendar-day period break included in the waivers. Specifically, in all sports, if the nonchampionship segment precedes the championship segment, student-athletes must be given a 14-consecutive calendar-day period break between the two segments. Further, institutions may determine when the break occurs, and it does not need to immediately follow the conclusion of the nonchampionship segment (teams can proceed directly in to the eight-hour segment).
- (4) Estimated budget impact. None.
- (5) Student-athlete impact. Promotes student-athlete well-being despite adjusted playing and practice seasons during the 2020-21 academic year.

[Note: The recommendation above was approved November 4 by the NCAA Division II Administrative Committee. It is included in this report for ease of reference.]

### **INFORMATIONAL ITEMS.**

1. **Review of 2021 NCAA Convention Division II Second Publication of Proposed Legislation and the Legislative Proposals Question and Answer Guide.** The committee reviewed the 2021 Convention proposals and the Legislative Proposals Question and Answer Guide to resolve all possible questions and procedural issues prior to the 2021 Convention Division II business session on January 15, 2021. The Question and Answer Guide was approved, as amended. 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 2021 Convention will be available in early December.

2. **Update on Name, Image and Likeness Third Party Administrator Request for Proposal.** Staff provided an update on the request for proposals from potential third-party administrator vendors to assist with the administration of activities related to the use of a student-athlete's name, image or likeness. The finalists will conduct virtual presentations to staff and individuals from the membership during the week of November 9, with a contract planning to be awarded to the chosen vendor(s) by the end of November.
3. **Discussion Regarding Maximum Financial Aid Equivalency Limits and Review of Financial Aid Data.** The committee reviewed and discussed the financial aid data deriving from the adoption of NCAA Division II Proposal No. 2017-12 (financial aid -- maximum limits on financial aid -- team limits -- institutional financial aid only). The committee agreed to continue to monitor the data annually reported through the NCAA Financial Reporting System for future discussion.
4. **Discussion Regarding the Financial Aid Overall Equivalency Limit in Men's Sports.** The committee reviewed the legislation and discussed data related to the overall equivalency limit for men's sports. The committee requested staff gather an additional year of data and prepare a legislative history related to the number of equivalencies currently provided in men's and women's sports for review at its March 2021 videoconference.
5. **Division II University Update and Selection of Modules for Coaches Certification in the 2021-22 Academic Year.** The committee reviewed data from the 2020-21 required educational modules. The committee also discussed the selection of educational modules for coaches certification for the 2021-22 certification year. The committee selected six educational modules that will be required for certification in the 2021-22 academic year, as follows: (a) NCAA Coaches Assist for Mental Health; (b) NCAA Coaches Assist for Substance Misuse; (c) Eligibility: Four-Year College Transfers; (d) Eligibility: Outside Competition; (e) Recruiting: Camps and Clinics; and (f) Recruiting: Financial Aid and Offers. The committee will review and approve test questions for the six modules at its March 2021 videoconference.
6. **Discussion Regarding Feedback from the Division II Wrestling Committee on the Referral of NCAA Division I Proposal No. 2018-65.** The committee reviewed and discussed a request from the Division II Wrestling Committee regarding the referral of NCAA Division I Proposal No. 2018-65 (recruiting -- recruiting periods -- dead periods -- wrestling). The committee agreed to recommend the adoption of noncontroversial legislation to designate the Monday before the National Wrestling Coaches Association Convention through the day of adjournment of the convention as a dead period. [See Legislative Action Item No. 1-c.]

- 7. Discussion Regarding the Competition in Year of Transfer Legislation and NCAA Championship Segment.** The committee discussed the application of the competition in year of transfer legislation in relation to the NCAA championship segment. The committee discussed a possible legislative change to specify that a transfer student-athlete shall be ineligible at the certifying institution if he or she competes during the nonchampionship segment at the previous institution when the contest(s) count toward championships selection or if a transfer student-athlete's previous institution declares the alternate playing season. The committee requested additional review of the issue from the Division II Academic Requirements Committee for two-year college transfers, as it has purview over the two-year college transfer legislation. [See Nonlegislative Action Item No. 2-b.]
- 8. Review of Actions Taken by the Division II Administrative Committee and NCAA Division II Presidents Council in Response to the Impact of COVID-19 for Consideration of Permanent Legislative Change.** The committee reviewed the actions taken by the Division II Administrative Committee and Division II Presidents Council in response to the impact of COVID-19 and discussed whether any permanent legislative changes were necessary. The committee agreed to recommend the adoption of noncontroversial legislation to permit institutions to produce any advertising and promotional material designed to solicit the enrollment of a prospective student-athlete, provided the recruiting advertisement does not publicize interest in a particular prospective student-athlete [See Legislative Action Item No. 1-a]. Further, the committee agreed to recommend the adoption of noncontroversial legislation to permit coaching staff members to participate on a telephone/video call and electronic correspondence with any number of contactable uncommitted prospective student-athletes (and their family members) [See Legislative Action Item No. 1-b]. Finally, the committee requested additional review from the Division II Student-Athlete Advisory Committee and Division II Coaches Connection groups in the areas related to student-athlete involvement in recruiting and summer activities [See Nonlegislative Action Item Nos. 2-a and 2-c].
- 9. Discussion Regarding the Application of the 14-Consecutive Calendar-Day Period Break Between Nonchampionship and Championship Segments.** The committee discussed the application of the 14-consecutive calendar-day period break that is required between the nonchampionship and championship segments during the 2020-21 academic year. The committee recommended that the Division II Administrative Committee approve a blanket waiver to specify that, in all sports, if the nonchampionship segment precedes the championship segment, student-athletes must be given a 14-consecutive calendar-day break, during which no countable athletically related activities may occur, at some point between the nonchampionship and championship segments. Further, to specify that institutions may determine when the break occurs and it does not need to immediately follow the conclusion of the nonchampionship segment (teams may proceed directly into the eight-hour segment). [See Nonlegislative Action Item No. 2-d].



- 10. Discussion Regarding Recruiting Calendars for the 2020-21 Academic Year.** The committee discussed the impact that COVID-19 is having on the recruiting calendars for the 2020-21 academic year. The committee agreed a legislative recommendation was not needed at this time; however, requested staff continue to monitor the issue with the Division II Collegiate Commissioners Association of Compliance Administrators and determine if further discussions are necessary.
- 11. 2020-21 Division II Priorities.** The committee received an overview of the 2020-21 Division II Priorities.
- 12. Update from the NCAA Division II Presidents Council and Management Council October 2020 Meetings.** The committee received an update on the actions taken at the October 2020 Presidents Council and Management Council quarterly meetings.
- 13. Review of August 31, 2020, Videoconference Report to the NCAA Division II Management Council.** The committee reviewed and approved the August 31, 2020, videoconference report.
- 14. Future Meeting Dates.**

  - a. March 1-2, 2021, videoconference.
  - b. June 2021; date to be determined, videoconference.
  - d. November 2021; date to be determined.

*Committee Chair: Scott Larson, Lubbock Christian University*  
*Staff Liaison(s): Karen Wolf, Academic and Membership Affairs*  
*Chelsea Hooks, Academic and Membership Affairs*  
*Michael Woo, Academic and Membership Affairs*

<b>NCAA Division II Legislation Committee November 2, 2020, Videoconference</b>	
<b>Attendees:</b>	
Brenda Cates, University of Mount Olive.	
Carlin Chesick, Pennsylvania State Athletic Conference.	
Diana Kling, Peach Belt Conference.	
Scott Larson, Lubbock Christian University.	
Kara Lindaman, Winona State University.	
Christine Lowthert, Assumption College.	
David Marsh, Northwood University.	
Mackenzie O'Neill, Missouri Western State University.	
Pennie Parker, Rollins College.	
Jason Stock, California State University, San Marcos.	
Brian Summers, Christian Brothers University.	
Scott Young, University of Indianapolis.	
<b>Absentees:</b>	
None.	
<b>Guests in Attendance:</b>	
Chris Graham, Rocky Mountain Athletic Conference.	
<b>NCAA Staff Liaisons in Attendance:</b>	
Chelsea Hooks, Karen Wolf and Michael Woo.	
<b>Other NCAA Staff Members in Attendance:</b>	
Markie Cook, Roxann Frankel, Terri Steeb Gronau, Maritza Jones, Ryan Jones, Mckenzie Maneggia, Corbin McGuire, Stephanie Quigg and Angela Red.	



**REPORT OF THE  
NCAA DIVISION II LEGISLATION COMMITTEE  
DECEMBER 4, 2020, ELECTRONIC VOTE**

**ACTION ITEMS.**

- **None.**

**INFORMATIONAL ITEMS.**

- **Subcommittee Chair Election.** The NCAA Division II Legislation Committee elected Jason Stock, associate director of athletics for compliance, California State University, San Marcos, as chair of the Legislative Review Subcommittee, effective immediately.

*Committee Chair:* Scott Larson, Lubbock Christian University  
*Staff Support:* Karen Wolf, Academic and Membership Affairs  
 Chelsea Hooks, Academic and Membership Affairs  
 Michael Woo, Academic and Membership Affairs

<b>NCAA Division II Legislation Committee December 4, 2020, Electronic Communication</b>
<b>Attendees:</b>
Brenda Cates, University of Mount Olive.
Carlin Chesick, Pennsylvania State Athletic Conference.
Chris Graham, Rocky Mountain Athletic Conference.
Diana Kling, Peach Belt Conference.
Scott Larson, Lubbock Christian University.
Kara Lindaman, Winona State University.
Christine Lowthert, Assumption College.
David Marsh, Northwood University.
Mackenzie O'Neill, Missouri Western State University.
Pennie Parker, Rollins College.
Jason Stock, California State University, San Marcos.
Brian Summers, Christian Brothers University.
Scott Young, University of Indianapolis.
<b>Absentees:</b>
None.
<b>NCAA Staff Liaisons in Attendance:</b>
Chelsea Hooks, Karen Wolf and Michael Woo.
<b>Other NCAA Staff Members in Attendance:</b>
Stephanie Quigg.



REPORT OF THE  
NCAA DIVISION II MEMBERSHIP COMMITTEE  
NOVEMBER 9, 2020, VIDEOCONFERENCE

**ACTION ITEMS.**

- None.

**INFORMATIONAL ITEMS.**

- 1. Discussion regarding application of the requirement for institutions in provisional year one of the membership process to visit an active member institution in NCAA Division II Bylaw 20.2.2.3.1-(a)-(6) (assessment program – year one).** The committee discussed Bylaw 20.2.2.3.1-(a)-(6) (assessment program), which specifies that institutions in provisional year one of the membership process shall visit an active NCAA Division II member institution's campus. The committee agreed that for the 2020-21 academic year, institutions in provisional year one of the membership process may conduct these visits virtually in spring 2021 due to the continued impact of COVID-19.
- 2. Update regarding COVID-19.** NCAA staff provided an update on the recent actions taken by the NCAA Division II Administrative Committee related to COVID-19 that impact the Division II membership for the 2020-21 academic year.
- 3. Review of 2021 NCAA Convention Division II legislative proposals.** Staff provided an overview of the three legislative proposals that will be voted on during the virtual Convention.
- 4. Review of Convention meeting with provisional institutions.** Staff provided the committee with an overview of the agenda and programming for the January 14, 2021, provisional member institution videoconference, which will occur during the 2021 Convention.
- 5. Update on University of Alaska Anchorage and University of Alaska Fairbanks regarding sports sponsorship.** Staff provided an update on a potential sports sponsorship issue regarding the University of Alaska Anchorage and the University of Alaska Fairbanks. Specifically, both institutions have publicly announced they plan to discontinue women's gymnastics, men's ice hockey and men's and women's skiing following the 2020-21 academic year, reducing the number of sports sponsored from 13 to nine. If this occurs, the institutions will not meet the minimum sports sponsorship requirements outlined in Bylaw 20.10.3 (sports sponsorship) following the 2021-22 academic year. Sports sponsorship waiver requests are normally reviewed following the academic year when noncompliance with sports sponsorship requirements is discovered. However, in this instance, the institutions are requesting whether proactive relief may be provided given the unique circumstances. The committee agreed to continue its discussion and consider potential options during its February 2021 videoconference.

6. **Update regarding potential merger involving six institutions in the Pennsylvania State Athletic Conference.** Staff provided an update regarding potential membership changes regarding the status of six institutions in the Pennsylvania State Athletic Conference. California University of Pennsylvania, Clarion University of Pennsylvania and Edinboro University of Pennsylvania have discussed merging into one institution. Bloomsburg University of Pennsylvania, Lock Haven University of Pennsylvania and Mansfield University of Pennsylvania have also discussed merging into one institution. Staff will continue to track on future discussions related to potential changes in the status of these member institutions.
7. **Update on institutions in the membership process.** Staff provided an update on the five institutions currently in the membership process.
8. **Review of membership waiver chart.** Staff provided an update on membership waivers that have been submitted by institutions and conferences since 1991.
9. **Review and approval of September 18, 2020, teleconference report.** The committee reviewed and approved its September 18 teleconference report, as presented.
10. **Update from the October NCAA Division II Presidents Council and Management Council meetings.** Staff provided an update on key items from the October Presidents Council and Management Council meetings.
11. **Review of 2020-21 Division II Priorities.** Staff provided an update on the priorities of the division in the 2020-21 academic year.
12. **Update from the NCAA Board of Governors.** Staff provided an update on items from the October Board of Governors videoconference. It was noted that the Board reaffirmed its expanded Association-wide campus sexual violence policy and established the 2022-23 academic year as the new effective date for institutions to confirm that they are following the expanded policy. In establishing the updated deadline, the board noted the new Title IX regulations implemented by the Department of Education in August, as well as the evolving impact of the COVID-19 pandemic for campuses across the country.
13. **Update from the October Division II Conference Commissioners Association and Athletics Directors Association meetings.** Staff provided an update on the October videoconferences of the Division II Conference Commissioners Association and the Division II Athletics Directors Association.
14. **Future scheduled meetings/teleconferences/videoconferences.**
  - a. February 9, 2021, videoconference; to be determined.

- b. April 2021, teleconference; to be determined.
- c. July 7-8, 2021, videoconference; to be determined.
- d. September 2021, teleconference; to be determined.
- e. November 9-10, 2021, to be determined.

*Committee Chair: Robert Dranoff, East Coast Conference*

*Staff Liaisons: Mike Bazemore, Academic and Membership Affairs*

*Jordan Lysiak, Academic and Membership Affairs*

*Angela Red, Academic and Membership Affairs*

<b>NCAA Division II Membership Committee November 9, 2020, Videoconference</b>
<b>Attendees:</b>
Keri Becker, Grand Valley State University.
Andrew Carter, Minot State University.
Robert Dranoff, East Coast Conference.
Kirby Garry, California State University, Monterey Bay.
Chris Graham, Rocky Mountain Athletic Conference.
LaToya Greene Lindsey, University of Mount Olive.
Bashar Hanna, Bloomsburg University of Pennsylvania.
Curtis Janz, University of Arkansas, Fort Smith.
Larry Marfise, University of Tampa.
Will Prewitt, Great American Conference.
Debbie Snell, Holy Names University.
Linda Van Drie-Andrzjewski, Wilmington University (Delaware).
Christie Ward, Georgia Southwestern State University.
<b>Absentees:</b>
None.
<b>Guests in Attendance:</b>
None.
<b>NCAA Liaisons in Attendance:</b>
Mike Bazemore, Jordan Lysiak and Angela Red.
<b>Other NCAA Staff Members in Attendance:</b>
Dana Conner, Haydyn Gibson, Terri Steeb Gronau, Maritza Jones, Ryan Jones, Mckenzie Maneggia, Stephanie Quigg and Michael Woo.



REPORT OF THE  
NCAA DIVISION II MEMBERSHIP COMMITTEE  
DECEMBER 2, 2020, VIDEOCONFERENCE

**ACTION ITEMS.**

- None.

**INFORMATIONAL ITEMS.**

- 1. Update on the Institutional Self-Study Guide submission deadline for institutions in Class 1 for the 2020-21 academic year.** The committee discussed NCAA Division II Constitution 6.3.1.1 (deadline), which specifies that the deadline for institutions to submit their ISSG is June 1 of the year it is due to the national office. Due to this legislation, institutions in ISSG Class 1 would be required to submit the ISSG by June 1, 2021. The committee agreed to extend the deadline for member institutions in ISSG Class 1 from June 1, 2021, to May 31, 2022, due to the impact of COVID-19. In addition, the committee allowed flexibility for institutions to submit their ISSG prior to the deadline. It was also noted that institutions in ISSG Class 1 will not move to a new class and shall submit their next ISSG by June 1, 2026. Further, the extension of the ISSG Class 1 submission deadline applies to only active Division II member institutions in Class 1 and does not extend to provisional year one institutions who are required to complete the ISSG as part of the Division II membership process requirements.
- 2. Future scheduled meetings/teleconferences/videoconferences.**
  - a. February 9, 2021, videoconference; to be determined.
  - b. April 2021, teleconference; to be determined.
  - c. July 7-8, 2021, videoconference; to be determined.
  - d. September 2021, teleconference; to be determined.
  - e. November 9-10, 2021, to be determined.

*Committee Chair: Bob Dranoff, East Coast Conference*  
*Staff Liaison(s): Mike Bazemore, Academic and Membership Affairs*  
*Jordan Lysiak, Academic and Membership Affairs*  
*Angela Red, Academic and Membership Affairs*

<b>NCAA Division II Membership Committee December 2, 2020, Videoconference</b>	
<b>Attendees:</b>	
Keri Becker, Grand Valley State University.	
Andrew Carter, Minot State University.	
Robert Dranoff, East Coast Conference.	
Kirby Garry, California State University, Monterey Bay.	
Chris Graham, Rocky Mountain Athletic Conference.	
Bashar Hanna, Bloomsburg University of Pennsylvania.	
Curtis Janz, University of Arkansas, Fort Smith.	
Larry Marfise, University of Tampa.	
Will Prewitt, Great American Conference.	
Debbie Snell, Holy Names University.	
Linda Van Drie-Andrzjewski, Wilmington University (Delaware).	
Christie Ward, Georgia Southwestern State University.	
<b>Absentees:</b>	
LaToya Green Lindsey, University of Mount Olive.	
<b>Guests in Attendance:</b>	
None.	
<b>NCAA Staff Support in Attendance:</b>	
Mike Bazemore.	
<b>Other NCAA Staff Members in Attendance:</b>	
Terri Steeb Gronau, Maritza Jones, Ryan Jones and Karen Wolf.	





**REPORT OF THE  
NCAA DIVISION II PLANNING AND FINANCE COMMITTEE  
NOVEMBER 30, 2020, VIDEOCONFERENCE**

**ACTION ITEMS.**

**1. Legislative Items.**

- None.

**2. Nonlegislative Items.**

**a. Suspensions/Reductions to the Division II Initiatives Budget.**

- (1) Recommendation. Approve the suspensions/reductions to the Division II initiatives identified in the budget-to-actual report for the 2020-21 Fiscal Year (FY21) [Attachment], as presented.
- (2) Effective date. Immediate.
- (3) Rationale. Due to the ongoing COVID-19 pandemic, the NCAA Board of Governors updated the FY21 revenue estimates this past October to project a 75% reduction in championships ticket revenues. To continue the division’s conservative approach, the committee is recommending the use of the reduced budget for Division II, as approved by the Board of Governors in October, which is \$39,654,761. This is a \$6,900,782 reduction from the original estimate of \$46,555,543. The suspensions/reductions recommended in the attachment for the Division II initiatives would assist with the efforts towards maintaining the financial stability of the division long term.
- (4) Estimated budget impact. Potential cost savings of \$3.3 million.
- (5) Student-athlete impact. None.

**b. Reductions to the Winter and Spring Championships Bracket/Field Sizes.**

- (1) Recommendation. Approve the following bracket/field size reductions to the winter and spring championships.

<b>Winter Sports</b>			
<b>Sport</b>	<b>Sponsorship</b>	<b>Full Bracket/ Field Size</b>	<b>Recommended Bracket/Field Size (% reduction)</b>
Men's Basketball	304	64	48 (25%)

Women's Basketball	305	64	48 (25%)
Men's Indoor Track and Field	176	270	202 (25%)
Women's Indoor Track and Field	201	270	202 (25%)
Men's Swimming and Diving	76	175	146 (17%)
Women's Swimming and Diving	102	205	146 (29%)
Wrestling	63	180	132 (27%)
Spring Sports			
Sport	Sponsorship	Full Bracket/ Field Size	Recommended Bracket/Field Size (% reduction)
Baseball	252	56	42 (25%)
Men's Golf	224	108	84 (22%)
Women's Golf	200	96	72 (25%)
Men's Lacrosse	72	12	10 (17%)
Women's Lacrosse	111	16	12 (25%)
Women's Rowing	16	6 teams per event (2)	4 teams per event (2) (34%)
Softball	290	64	48 (25%)
Men's Tennis	148	48	36 (25%)
Women's Tennis	207	48	36 (25%)
Men's Outdoor Track and Field	225	377	283 (25%)
Women's Outdoor Track and Field	256	377	283 (25%)

- (2) Effective date. 2021 winter and spring championships
- (3) Rationale. The reductions reflect recommendations from the Division II winter and spring sport committees and approved by the Division II Championships Committee. The Championships Committee requested that each sport committee determine appropriate brackets/field sizes that help mitigate projected budget shortfalls without compromising the student-athlete championship experience. For the most part, sport committees were able to arrive at a 25 percent reduction (or approximately) to be able to offer as many student-athlete opportunities as possible and retain brackets that are reasonable to conduct and protect the integrity of the event. Instances where the recommended reductions are more or less than 25 percent are primarily due to logistical or practical concerns with operating the event.

- (4) Estimated budget impact. \$2.8 million.
- (5) Student-athlete impact. While reducing opportunities is never a desired outcome, the Planning and Finance Committee and Championships Committee believe the reductions are a necessary step to maintain championship opportunities and conduct these events in as safe a manner as possible. The committees also emphasize that these are one-year deviations from the typical brackets/field sizes and that every effort will be made to conduct championships at full capacity in subsequent years.

[This recommendation was approved December 7 by the Division II Administrative Committee. It is included in this report for ease of reference.]

**c. 2021-24 Championships Triennial Budget Requests.**

- (1) Recommendation. Approve the following requests from the Championships Committee for the upcoming triennial budget cycle beginning in fiscal year 2021-22.

Women's Basketball	Coordinator of officials	\$17,500
Men's and Women's Basketball	Rest day between quarterfinals and semifinals at Elite 8	\$28,080
Football	Video Replay during quarterfinal games	\$20,000
Women's Golf	Increase travel party by 1 student athlete for final site (to be equitable with the men)	\$28,000
Men's and Women's Lacrosse	Squad size increase	\$832
Men's and Women's Soccer	Headsets for officials	\$5,000
Men's and Women's Tennis	Rest day between quarterfinal and semifinal rounds	\$4,760
Women's volleyball	Travel party increase	\$50,000
<b>Total expenditure</b>		<b>\$154,172</b>

- (2) Effective date. September 1, 2021.

- (3) Rationale. The Presidents Council and the Planning and Finance Committee allocated \$190,465 to the base budget for championships for the triennial cycle beginning in fiscal year 2021-22. The Championships Committee discussed all requests from sport committees, which totaled more than \$2 million, and prioritized them accordingly, collaborating with sport committees throughout the process to ensure all stakeholders were aware of the conditions and constraints.
- (4) Estimated budget impact. \$154,172; leaving \$36,293 in reserve.
- (5) Student-athlete impact. The recommendations enhance the student-athlete experience at Division II championships, either by increasing participation opportunities or improving championship administration.

**INFORMATIONAL ITEMS.**

1. **September 2020 Videoconference Report.** The committee approved the report from the September videoconference, as presented.
2. **Fiscal Year 2019-20 Budget-to-Actual Final Statement and Anticipated Revenue for Fiscal Year 2020-21.** The committee received an overview from Kathleen McNeely, senior vice president of administration and chief financial officer, of the Association's Fiscal Year 2019-20 final revenue numbers and the anticipated revenue for Fiscal Year 2020-21. The committee was also updated on the final Fiscal Year 2019-20 Division II budget figures. It was noted that the division will need to use less in reserves than originally anticipated as shown in the summary chart below.

	Final FY20 Budget-to-Actual
Division II Allocation-Based Revenue	\$9,542,392
Other Non-DII Revenue	\$15,082,500
Surplus	\$1,694,164
Expenses	\$31,248,428
<b>TOTAL</b>	<b>(\$4,929,372)</b>

3. **Division II Budget Guidelines and Principles.** The committee reviewed the Budget Guidelines and Principles.
4. **Division II Strategic Plan.** The committee reviewed and approved an addendum to the Strategic Plan that will be distributed to the membership in January at the 2021 NCAA Convention.

5. **Division II Foundation for the Future.** The committee was provided a summary developed to highlight of the programs and initiatives that were part of the Division II Foundation for the Future initiative.
6. **Division II Conference Grant Program.**
  - a. **Guidelines and Principles.** The committee approved the recommended update to the Division II Conference Grant Program guidelines and principles. The update includes a clarification to the permissible uses for conference grant funds to add COVID-19 Testing in the Game Day, Conference and National Championships SPO.
  - b. **2020 Audits.** The committee reviewed the findings from the audits of the three conferences that were selected during the August meeting. The internal auditor found no exceptions with the Pennsylvania State Athletic Conference. The internal auditor found one exception in each of the Pacific West Conference and the Southern Intercollegiate Athletic Conference audits. The Pacific West Conference had corrected the information in the report during its resubmission of the conference grant. It was noted that the Southern Intercollegiate Athletic Conference will carry over funds that were found during the audit and noted in the exception. The conference will report on those funds during the next reporting cycle.
7. **2021 Enhancement Fund Distribution to Conferences.** The committee was provided the calculation details of the 2021 Enhancement Fund distribution. The distribution is set to be released in April 2021.
8. **Other Business.** The chair recognized the contributions of Chris Graham who is completing his term of service on the committee.
9. **Future Meetings.** The committee noted future committee meeting dates, after which the teleconference was adjourned.

*Committee Chair: Allison Garrett, President, Emporia State University*

*Staff Liaisons: Terri Steeb Gronau, Division II Governance*

*Maritza Jones, Division II Governance*

*Ryan Jones, Division II Governance*

*Andrea Worlock, Administrative Services*

<b>Division II Planning and Finance Committee</b> <b>November 30, 2020, Videoconference</b>
<b>Attendees:</b>
Carlos Campo, Ashland University.
Mark Corino, Caldwell University.

Amy Foster, Seattle Pacific University.
Allison Garrett, Emporia State University.
Chris Graham, Rocky Mountain Athletic Conference.
Gayle Hutchinson, California State University, Chico.
Sandra Jordan, University of South Carolina Aiken.
Courtney Lovely Evans, Palm Beach Atlantic University.
Steven Shirley, Minot State University.
<b>Absentees:</b>
None.
<b>Guests in Attendance:</b>
Gary Brown.
<b>NCAA Staff Support in Attendance:</b>
Terri Steeb Gronau, Maritza Jones, Ryan Jones and Andrea Worlock.
<b>Other NCAA Staff Members in Attendance:</b>
Corbin McGuire, Kathleen McNeely, Roberta Page and Jill Waddell.



REPORT OF THE  
NCAA DIVISION II STUDENT-ATHLETE ADVISORY COMMITTEE  
NOVEMBER 21-22, 2020, VIDEOCONFERENCE

**ACTION ITEMS.**

**1. Legislative items.**

- **2022 NCAA Convention Legislation – NCAA Bylaw 17.1.6 – Playing and Practice Seasons – Required Day Off – Civic Engagement.**

(1) Recommendation. Sponsor legislation for the 2022 NCAA Convention to amend NCAA Bylaw 17.1.6 (time limits for athletically related activities) to that specify that all countable athletically related activities shall be prohibited on the Tuesday after the first Monday in November.

(2) Effective date. Aug. 1, 2022.

(3) Rationale. This proposal is designed to provide more opportunities for student-athletes to participate in civic engagement (e.g., voting, volunteering, community engagement). By requiring an annual day off from countable athletically related activities each year, student-athletes will have focused time to civically engage, including time to vote in presidential and some congressional, state and local elections, and will have more opportunities to amplify their voice. This proposal supports the Student-Athlete Advisory Committee’s “Total Package Student-Athlete” goal that encourages student-athletes to be well-rounded students and exercise their right to vote. This proposal would not impact competitive or recruiting equity since the legislation would impact all institutions in the same manner.

(4) Estimated budget impact. None.

(5) Student-athlete impact. Provides an annual day off from countable athletically related activities and the opportunity for civic engagement.

**2. Nonlegislative items.**

- None.

**INFORMATIONAL ITEMS.**

- 1. Establish Division II Student-Athlete Advisory Committee Positions for 2021 NCAA Convention.** The committee reviewed the proposed 2021 Convention Division II legislation for the business session and determined its official positions on each proposal.

The committee discussed the concerns of its respective conferences and provided the student-athlete perspective.

The committee reviewed and discussed the following pieces of proposed legislation:

- a. **Proposal No. 2021-1 (2-1):** Various Bylaws – Student-Athlete Use of Name, Image and Likeness. **Committee Position: Supports.**
  - b. **Proposal No. 2021-2 (2-2):** Eligibility – Freshman Academic Requirements and Two-Year College Transfers – Elimination of Nonqualifier Qualification Status – Access to Athletics Aid and Practice for All Incoming Student-Athletes. **Committee Position: Supports.**
  - c. **Proposal No. 2021-3 (2-3):** Eligibility – Freshman Academic Requirements and Two-Year College Transfers – Nonqualifiers – Access to Athletics Aid. **Committee Position: Supports.**
2. **Preparation for 2021 Convention Division II Business Session.** The committee assigned members to speak on legislative proposals for the 2021 Division II business session.
  3. **2021 Convention Overview.** The committee was presented with the 2021 Convention schedule. Due to the virtual setting, some programming is outside of the traditional Convention week.
  4. **2021 Convention Education Sessions.** This year, three education sessions will be offered by Division II and the committee will host two of them, “Student-Athlete Social Justice and Activism” and “The Impact of the COVID-19 Pandemic on Student-Athlete Identity.”
  5. **2021 Elections.** The committee will hold its annual elections during its January 12 committee meeting. The committee received a preview of the positions that will be open for election. Committee members will submit nominations for the open positions before the January committee meeting.
  6. **Discussion Committee Term Length.** The committee discussed whether it should recommend legislation that would adjust when a student-athlete’s term of office on SAAC should conclude for current committee members and commence for new committee members. The committee believes the NCAA Convention is still a good time for committee members to roll off the committee and for new committee members to join. The committee acknowledged that priorities may change for committee members after they graduate from their institution and secure new opportunities. The committee asked staff to speak with committee members who are graduating about their plans for next steps, whether they can continue to manage their responsibilities with SAAC and stress that stepping away from SAAC is understandable. The committee voted to keep the current committee term length.



7. **Discussion on Creating Name, Image and Likeness Education Resources.** The committee discussed possible educational resources for Division II student-athletes should the proposed NIL legislation be adopted at the 2021 Convention. The committee recommended including information on how student-athletes can benefit from the legislation, important items for student-athletes to keep in mind with the legislation, and the differences in the legislation among the divisions. The committee recommended sharing education through infographics and an interactive NIL page on NCAA.org.
8. **Discussion with NCAA President Mark Emmert.** President Mark Emmert and the committee held an open dialogue about the impacts of the COVID-19 pandemic on the NCAA and Division II institutions, e-sports, and the current climate surrounding NIL. The committee shared the challenges that student-athletes are facing during these times.
9. **Unity Mark and Anti-Racism Pledge.** The committee received an update on the creation of the national unity mark and anti-racism pledge spearheaded by the leadership of all three divisional SAACs and the Board of Governors Student-Athlete Engagement Committee. The unity mark and pledge have been shared with all conferences and institutions. Each institution is being sent patches containing the unity mark that can be placed on team uniforms and apparel. The NCAA Playing Rules Oversight Panel has already approved the use of this additional patch on uniforms. Institutions who would like to purchase additional patches should contact Brian Rutt at The Emblem Source at [brian@TheEmblemSource.com](mailto:brian@TheEmblemSource.com).
10. **National SAAC Branding.** The committee received information regarding the creation of a new brand for the three divisional SAACs. This opportunity would create a consistent brand across the three divisions, show unity amongst student-athletes and it could help educate student-athletes and the membership on the role of SAAC.
11. **Discussion on 2020 SAAC Goals.** The committee discussed the progress it has made towards accomplishing its “Total Package Student-Athlete” goals since the committee’s July meeting. In roundtable discussions, the committee discussed what each task force has accomplished and the steps each task force needs to take to achieve its goal by the committee’s January meeting.
  - a. **Diversity and Inclusion.** The diversity and inclusion task force discussed an initiative titled “Turning the Corner.” This initiative began on a committee member’s institution and the task force discussed possible ideas from the initiative that could be implemented at their own institutions. Turning the Corner is comprised of various student leaders from diverse backgrounds who work together to combat the racial injustice in their community.
  - b. **Love2Play.** The Love2Play initiative is to encourage young athletes to participate in multiple sports and have fun while they play. The committee is finalizing a one-

pager which includes the initiative's mission statement, potential consequences of early sport specialization and a personal testimony. In addition, the task force is interested in creating a dedicated webpage for the initiative on NCAA.org that would include the one-pager and examples of campus initiatives that support Love2Play.

- c. Mental Health.** Due to the health and safety concerns surrounding the COVID-19 pandemic, the mental health task force discussed virtual initiatives. The task force will investigate the possibility of creating a mental wellness module for Division II University that would explore conversations coaches can have with their team to encourage a positive team environment. The task force also discussed holiday themed resources they could share on their social media accounts.
      - d. Professional Development.** The professional development task force discussed publishing an information document online and making the resource available to student-athletes. The task force also discussed adding a professional development element to future SAAC Super Region Convention agendas.
- 12. Make-A-Wish®.** The committee was informed that Division II raised more than \$205,000 for Make-A-Wish despite the COVID-19 pandemic. Eight institutions are in the process of planning their wish reveals. Due to the COVID-19 pandemic, Make-A-Wish has transitioned to offering a new virtual initiative for Division II institutions called "Workout for Wishes." Ten institutions have committed to the new initiative. In addition, the Division II Wishkit and a document containing pre-approved fundraising ideas have been updated for the 2020-21 academic year and are available on the Make-A-Wish page on NCAA.org. The committee learned that the 2021 Week of Wishes is scheduled for February 15-22.
- 13. Team IMPACT®.** The committee was informed that Team IMPACT received \$80,438.25 from the division's 2019-20 championship and enforcement fines. The committee also received an update of the efforts of Team IMPACT to keep teams and children connected during the COVID-19 pandemic. Team IMPACT's goal for the 2020-21 academic year is to match 50 children with Division II teams. The organization is interested in adding more student-athletes to serve as fellows for the organization. As part of the fellows program, Team IMPACT has created a student-athlete development program. This program is open to Division II student-athletes, even those from teams who have not been assigned a child.
- 14. SAAC Super Region Convention.** The SAAC Super Region Convention for the Central Region planned for November 20-22 in Chicago has been postponed. NCAA staff are working to reschedule the program for November 2021 in Chicago. Student-athletes and administrators from active member institutions in the Great American Conference, Great Lakes Intercollegiate Athletic Conference, Great Lakes Valley Conference, Great Midwest Athletic Conference, Mid-America Intercollegiate Athletics Association and Northern Sun Intercollegiate Conference will be invited to participate.

- 15. Dr. Dave Pariser Faculty Mentor Award.** The committee was provided an update on the nominations received for the 2020 Dr. Dave Pariser Faculty Mentor Award. The Honors, Awards and Recognition Subcommittee selected Dr. Joan Davison of Rollins College as this year's honoree. Since the 2021 Convention is being held virtually, Dr. Davison will be honored in person at the 2022 Convention.
- 16. 2020-21 Division II Priorities.** The committee was informed of the Division II priorities for the 2020-21 academic year. The priorities include the division's COVID-19 response, championships initiatives, proposed NIL legislation, Division II University, Coaches Connection, student-athlete health and safety, NCAA Inclusion Forum, Division II brand activation and SAAC's 2020-21 goals.
- 17. Scholarship Opportunities and Division II Degree Completion Program.** The committee was informed of postgraduate scholarships available to student-athletes, including the Ethnic Minority and Women's Enhancement Graduate Scholarship, Jim McKay Graduate Scholarship, NCAA Postgraduate Scholarship Program and Walter Byers Graduate Scholarship. Committee members also received an update on the Division II Degree Completion Award Program, which is accepting applications until 5 p.m. Eastern time on February 1.
- 18. Division II Committee Reports.** Committee members serving on Division II committees provided updates on their respective committees. The Division II committees represented were the Academic Requirements Committee, Championships Committee, Committee on Student-Athlete Reinstatement, Legislation Committee, Management Council and Presidents Council.
- 19. Association-Wide Committee Reports.** Committee members representing Association-wide committees provided updates on their respective committees. The Association-wide committees represented were the Board of Governors, Board of Governors Student-Athlete Engagement Committee, Committee on Competitive Safeguards and Medical Aspects of Sports and the Olympic Sports Liaison Committee.
- 20. Other Reports.** The committee received updates on additional meetings that have occurred this fall, including the NCAA Diverse Student-Athlete Mental Health and Wellbeing Task Force, NCAA Coaches Credentialing Curriculum Development Group, NCAA Student-Athlete COVID-19 Medical Advisory Group, NCAA Summit on Gender Identity and Student-Athlete Participation, and the Uniform Law Commission NIL Drafting Committee.
- 21. Division II Conference Reports.** Each committee member had an opportunity to discuss past, current and future initiatives of each conference SAAC. Committee members discussed successful ideas and could ask for feedback from their peers.

- 22. Three New Division II SAAC Representatives.** The committee welcomed three new members to national SAAC.
- a. **At-Large** – Kiana Wiggins, Caldwell University, women’s tennis.
  - b. **Central Intercollegiate Athletic Association** – Bianca Lockamy, Virginia Union University, women’s basketball.
  - c. **Peach Belt Conference** – Zach Brown, University of North Georgia, men’s basketball.
- 23. Meeting Reports.** The SAAC reports for the July, August and October meetings were reviewed and approved by the committee.
- 24. Future Meetings.**
- a. Jan. 11-15, 2021, in conjunction with 2021 NCAA Convention.
  - b. April 9-11, 2021; videoconference.
  - c. July 16-18, 2021; SAAC/Management Council Summit, videoconference.
  - d. Fall 2021 legislation videoconference; date to be determined.
  - e. Nov. 18-21, 2021, in conjunction with SAAC Super Region Convention; Chicago.
  - f. Jan. 18-22, 2022, in conjunction with NCAA Convention; Indianapolis.

*Committee Chair: Alex Shillow, Texas A&M-Commerce, Lone Star Conference.*

*Staff Liaisons: Ryan Jones, Law, Policy and Governance.  
Amanda Benzine, Championships and Alliances.  
Lamarr Pottinger, Leadership Development.  
Michael Woo, Academic and Membership Affairs.*

<b>NCAA Division II Student-Athlete Advisory Committee November 21-22, 2020, Videoconference</b>	
<b>Attendees:</b>	
Alexia Autrey, King University (Tennessee), Conference Carolinas.	
Angel Bautista-Ponce, Colorado Mesa University, Rocky Mountain Athletic Conference.	
Zach Brown, University of North Georgia, Peach Belt Conference.	
Wiley Cain, Kentucky Wesleyan College, Great Midwest Athletic Conference.	
Jessica Chapin, American International College, Northeast-10 Conference	

Ismael Contreras, Purdue University Northwest, Great Lakes Intercollegiate Athletic Conference.
Father John Denning, Stonehill College, Northeast-10 Conference.
Gillian Edgar, Seattle Pacific University, Great Northwest Athletic Conference.
John Michael Etheridge, Kentucky State University, Southern Intercollegiate Athletic Conference.
Grant Foley, Delta State University, Gulf South Conference.
Olivia Graham, Southern Arkansas University, Great American Conference.
Marty Gilbert, Mars Hill University, South Atlantic Conference.
Madison Heck, Georgian Court University, Central Atlantic Collegiate Conference.
Braydon Kubat, University of Minnesota Duluth, Northern Sun Intercollegiate Conference.
Bianca Lockamy, Virginia Union University, Central Intercollegiate Athletic Association.
Madeleine McKenna, California University of Pennsylvania, Pennsylvania State Athletic Conference.
Grace Martin, West Virginia State University, Mountain East Conference.
Mary Northcutt, Carson-Newman University, South Atlantic Conference.
Mackenzie O'Neill, Missouri Western State University, Mid-America Intercollegiate Athletics Association.
Kate Pigsley, Southern New Hampshire University, Northeast-10 Conference.
Leshlie A. Ramirez, University of Puerto Rico, Mayaguez, Independent.
Jacob Renie, University of Indianapolis, Great Lakes Valley Conference.
Madison Schiller, California State University, East Bay, California Collegiate Athletic Association.
Alex Shillow, Texas A&M University – Commerce, Lone Star Conference.
Emma Svagdis, Azusa Pacific University, Pacific West Conference.
Kiana Wiggins, Caldwell University, At-Large.
Billy Wildeman, Molloy College, East Coast Conference.
<b>Absentees:</b>
Christian Leone, Nova Southeastern University, Sunshine State Conference.
Micaiah Paige, Morehouse College, At-Large.
<b>Guests in Attendance:</b>
Chris Graham, Rocky Mountain Athletic Conference (chair, Management Council).
<b>NCAA Staff Support in Attendance:</b>
Amanda Benzine, Haydyn Gibson, Ryan Jones, Lamarr Pottinger, Lisa Rogers, Michael Woo.
<b>Other NCAA Staff Members in Attendance:</b>
Michael Cioroianu, Mark Emmert, Terri Steeb Gronau, Maritza Jones, Corbin McGuire, Stephanie Quigg, Karen Wolf.



REPORT OF THE  
NCAA DIVISION II COMMITTEE ON STUDENT-ATHLETE REINSTATEMENT  
DECEMBER 1, 2020, VIDEOCONFERENCE

**ACTION ITEMS.**

- None.

**INFORMATIONAL ITEMS.**

1. **NCAA Student-Athlete Reinstatement Philosophy Statement.** The NCAA Division II Committee on Student-Athlete Reinstatement reviewed the student-athlete reinstatement philosophy statement.
2. **Review of reports from the Division II Committee on Student-Athlete Reinstatement videoconferences.** The committee reviewed and approved the reports from its July 20, August 26 and October 8, 2020, videoconferences.
3. **Review of action taken by NCAA Division II Administrative Committee specific to impact of COVID-19 on waivers processed by student-athlete reinstatement.** The committee reviewed the chart of actions approved by the Division II Administrative Committee related to regulations and policies impacted by COVID-19 and the corresponding question and answer document relevant to the committee on student-athlete reinstatement's work.
4. **Review of previously approved request list.** The committee reviewed the previously approved request list.
5. **Division II strategic plan and governance update.** The committee received an update on the 2020-21 Division II priorities. Additionally, the committee received an update on the 2020-21 legislative proposals.
6. **Review of student-athlete reinstatement flexible case decisions.** The committee reviewed reinstatement staff decisions for which the reinstatement staff provided relief from established case precedent and/or committee guidelines or where no case precedent existed.
7. **Review of the Division II guidelines document.** The committee reviewed and approved editorial revisions to the NCAA Division II Committee on Student-Athlete Reinstatement Guidelines.
8. **Other business.** The committee established the following future meeting date and location:
  - May 11, 2021, videoconference.

*Committee Chair: Jessica Harbison Weaver, Pacific West Conference*  
*Staff Liaisons: Jess Rigler, Academic and Membership Affairs*  
*Danielle Teetzel, Academic and Membership Affairs*  
*Julie Zike, Academic and Membership Affairs*

<b>NCAA Division II Committee on Student-Athlete Reinstatement December 1, 2020, Videoconference</b>
<b>Attendees:</b>
Teresa Clark, Cedarville University.
Marcus Grant, Central Intercollegiate Athletic Association.
Lynn Griffin, Coker University.
Jessica Harbison Weaver, Pacific West Conference.
Katherine Pigsley, Southern New Hampshire University.
Katelyn Severance, Texas A&M University-Commerce.
<b>NCAA Support Staff in Attendance:</b>
Jess Rigler, Danielle Teetzel and Julie Zike
<b>Other NCAA Staff Members in Attendance:</b>
Chelsea Hooks, Maritza Jones, Sarah Otey and Brad Rochman



REPORT OF THE  
NCAA DIVISION II ENFORCEMENT AND INFRACTIONS TASK FORCE  
OCTOBER 30, 2020, VIDEOCONFERENCE

**ACTION ITEMS.**

- None.

**INFORMATIONAL ITEMS.**

1. **Welcome and Announcements.** The chair convened the virtual meeting, welcoming the task force and staff.
2. **September 21, 2020, Videoconference Report.** The task force approved the report from its September videoconference, as presented.
3. **Areas and Phases for the Review.** The task force was provided an overview of the areas and phases for this review. Phase One included the review of tools to facilitate cooperation with the enforcement staff during an investigation, the type of information the Committee on Infractions may rely on in decision-making, and a negotiated resolution process to resolve infractions cases. Phase Two encompasses review of the violation structure, the penalty structure and committee composition. Phase Three incorporates the review of other elements of the investigative, hearing and appeals processes, principles related to accountability and shared responsibility, and the mission of the infractions process. The task force was also provided an overview of the Phase One proposals that were recommended for the 2022 NCAA Convention.
4. **Phase Two Discussion.**
  - a. **Violation Structure.** The task force continued to discuss the differences between the Division I three-level violation structure and the Division II major/secondary violation structure. The task force noted that the Division I three-level structure was put in place to distinguish the most severe major infractions from the lesser ones, and noted that the more severe violations in Division I (e.g., unethical conduct and lack of institutional control) were occurring at more than twice the frequency than today in Division II. In addition, the task force noted that a change may not encourage more self-reporting or reduce violations in Division II. Further, the task force noted that the major-secondary structure generally promotes agreement between parties regarding violations. There is less agreement in a three-level structure, which could slow down case processing because the parties spend more time on determining the appropriate level. Finally, the task force noted that moving to a three-level structure would likely result in more cases, which would consume additional time and resources for the Division II Committee on Infractions and membership. The task force agreed that the current major/secondary structure is appropriate for Division II and is not recommending any changes at this time.



**b. Penalty Structure.** The task force continued its discussion of the penalty structure in Division I, which includes required core penalties. In prescribing core penalties, the Division I Committee on Infractions assesses aggravating and mitigating circumstances by weight and number to classify violations by each party as aggravated, mitigated or standard. Although Division II currently does not have required core penalties, it was noted that penalties available for major infractions are generally consistent with the core and additional penalties available in Division I. Likewise, the bylaws also provide the Division II COI the authority to consider mitigating and other factors in prescribing penalties without having to formally classify violations. The task force noted that the overarching reasons for changing the Division I structure in 2012 (i.e., concern that the penalties were not strong enough to deter violations) do not exist today in Division II. In addition, the Division II membership and those who have participated in the infractions process have not expressed any concerns with the current structure. The task force also noted that penalty guidelines will not give the Division II COI as much discretion and flexibility to tailor penalties to violations as the Division II COI has under the current penalty structure. Further, the task force noted that using aggravating and mitigating factors to classify violations as aggravated, mitigated or standard could complicate case resolution, resulting in more time spent by the parties on identifying aggravating and mitigating factors and the COI in determining which factors apply. Finally, the task force noted that, under a structure that uses aggravating and mitigating factors to classify violations, parties may be more inclined to request expedited penalty hearings in summary disposition cases or appeal decisions based on how the Division II COI weighed aggravating and mitigating factors to classify the violations. The task force agreed that the current penalty structure in Division II is appropriate and is not recommending any changes.

**5. Future Meetings.** The task force was reminded that its next videoconference is scheduled for 11 a.m. to 1 p.m. Eastern time December 3.

<b>NCAA Division II Enforcement and Infractions Task Force October 30, 2020, Videoconference</b>	
<b>Attendees:</b>	
Doug Blais, Southern New Hampshire University.	
Dixie Cirillo, Colorado School of Mines.	
Allison Garrett, Emporia State University.	
Dan Mara, Central Atlantic Collegiate Conference.	
Kim Pate, Lenoir-Rhyne University.	
Carol Rivera, California Collegiate Athletic Association.	
Eric Schoh, Winona State University	

<b>Attendees:</b>
Harry Stinson III, Lincoln University (Pennsylvania)
Christie Ward, Georgia Southwestern State University
Payton Williams, Azusa Pacific University.
Cherrie Wilmoth, Southeastern Oklahoma State University
<b>Absentees:</b>
M. Christopher Brown II, Kentucky State University.
Jim Johnson, Pittsburg State University.
Julie Rochester, Northern Michigan University.
<b>Guests in Attendance:</b>
None.
<b>NCAA Staff Support in Attendance:</b>
Terri Steeb Gronau and Maritza Jones.
<b>Other NCAA Staff Members in Attendance:</b>
Ken Kleppel, Laura Wurtz McNab, Heather McVeigh, Naima Stevenson, Joyce Thompson-Mills, Jill Waddell and Karen Wolf.



REPORT OF THE  
NCAA DIVISION II ENFORCEMENT AND INFRACTIONS TASK FORCE  
DECEMBER 3, 2020, VIDEOCONFERENCE

**ACTION ITEMS.**

- None.

**INFORMATIONAL ITEMS.**

1. **Welcome and Announcements.** The chair convened the virtual meeting, welcoming the task force and staff.
2. **October 30, 2020, Videoconference Report.** The task force approved the report from its October videoconference, as presented.
3. **Areas and Phases for the Review.** The task force was provided an overview of the areas and phases for this review. Phase One included the review of tools to facilitate cooperation with the enforcement staff during an investigation, the type of information the Committee on Infractions may rely on in decision-making, and a negotiated resolution process to resolve infractions cases. Phase Two encompasses the review of the violation structure, the penalty structure, and committee composition. Phase Three incorporates the review of other elements of the investigative, hearing and appeals processes, principles related to accountability and shared responsibility, and the mission of the infractions process. The task force was also provided an overview of the Phase One proposals that were recommended for the 2022 NCAA Convention.
4. **Phase Two Discussion – NCAA Division II Committee on Infractions and NCAA Division II Infractions Appeals Committee Composition.** The task force reviewed the current structures of the Division II Committee on Infractions and Infractions Appeals Committee. The task force also reviewed the recent expansion of the Division I structure to include hearing panels of the Committee on Infractions to efficiently resolve cases due to the increase in volume. It was noted that the legislation regarding the Division I Committee on Infractions composition has specific categories of individuals that may serve, while the committee composition legislation for the Division II Committee on Infractions and Infractions Appeals Committee provides flexibility for any category of member to serve. The task force agreed that the current committee composition structure for both the Committee on Infractions and Infractions Appeals Committee in Division II is appropriate and is not recommending any changes.
5. **Phase Three Discussion.**
  - a. **Mission of the Infractions Program.** The task force was provided an overview of the Division II mission of the infractions program and the changes made to the Division I mission statement after the Division I Enforcement Working Group

review. The task force agreed that the Division II mission statement should be updated to reflect that eliminating violations is not a realistic expectation, and that there should be transparency in the infractions process. In addition, the task force agreed that self-reporting violations should be encouraged. The task force will review language developed by the staff at a future meeting for consideration.

**b. Principles of Accountability and Shared Responsibility.** The task force reviewed the Enforcement Working Group's recommendations of the legislated principles of accountability and shared responsibility as adopted by the Division I membership.

(1) **Accountability.** The task force agreed to codify language in the NCAA Manual regarding the principle of accountability stating that the infractions programs hold institutions, coaches, administrators and student-athletes who violate NCAA legislation accountable for their conduct, both at the individual and institution levels. The task force will review language developed by the staff at a future meeting.

(2) **Shared Responsibility.** The task force is supportive of adding a principle of shared responsibility to the legislation to clarify that institutions (not just athletics departments) have: (1) an affirmative obligation to monitor and control their programs, boosters and student-athletes; and (2) are required to report all instances of noncompliance to the NCAA in a timely manner. The task force will review language developed by the staff at a future meeting.

**c. Investigative and Hearing Processes.** The task force began a review of the investigative and hearing processes due to changes implemented by Division I as a result of the Enforcement Working Group review.

(1) **Public Disclosure About A Pending Case During Investigation.** The task force agreed that an institution, enforcement staff and involved individuals should be able to confirm, correct or deny information made public during an investigation. The task force will review language developed by the staff at a future meeting.

(2) **Presence of Institutional Representative During Interviews.** The task force agreed that institutional representatives may be permitted to be present for interviews that do not involve the institution the staff member is employed at or the student-athlete is enrolled at. This presence could occur if the subject matter to be discussed in the interview would not reasonably affect the student-athlete's eligibility or the staff member's employment at that institution and the institutional representative's presence would not

compromise the integrity of the investigation. The task force will review language developed by the staff at a future meeting.

6. **Next Steps.** The task force will continue to discuss Phase Three topics at its next meeting and potentially make recommendations to amend the legislation, as necessary.
7. **Future Meetings.** The task force agreed to participate in a videoconference in February 2021. An availability request for the meeting will be sent to members before the holiday break.

*Task Force Chair: Allison Garrett, Emporia State University*

*Staff Liaisons: Terri Steeb Gronau, Division II Governance*

*Maritza Jones, Division II Governance*

<b>NCAA Division II Enforcement and Infractions Task Force December 3, 2020, Videoconference</b>	
<b>Attendees:</b>	
Doug Blais, Southern New Hampshire University.	
Dixie Cirillo, Colorado School of Mines.	
Allison Garrett, Emporia State University.	
Jim Johnson, Pittsburg State University.	
Dan Mara, Central Atlantic Collegiate Conference.	
Kim Pate, Lenoir-Rhyne University.	
Carol Rivera, California Collegiate Athletic Association.	
Eric Schoh, Winona State University	
Harry Stinson III, Lincoln University (Pennsylvania)	
Christie Ward, Georgia Southwestern State University	
Cherrie Wilmoth, Southeastern Oklahoma State University	
<b>Absentees:</b>	
M. Christopher Brown II, Kentucky State University.	
Julie Rochester, Northern Michigan University.	
Payton Williams, Azusa Pacific University.	
<b>Guests in Attendance:</b>	
None.	
<b>NCAA Staff Support in Attendance:</b>	
Terri Steeb Gronau and Maritza Jones.	
<b>Other NCAA Staff Members in Attendance:</b>	
Laura Wurtz McNab, Heather McVeigh, Naima Stevenson, Jill Waddell, Wendy Walters and Karen Wolf.	



**REPORT OF THE  
NCAA COMMITTEE ON COMPETITIVE SAFEGUARDS  
AND MEDICAL ASPECTS OF SPORTS  
SEPTEMBER 21-22, 2020, MEETING**

**KEY ITEMS.**

- None.

**ACTION ITEMS.**

- None.

**INFORMATIONAL ITEMS.**

1. **Approval of June 10 and July 17, 2020 teleconference reports:** The committee approved the reports of its June 10 and July 17 teleconferences.
2. **COVID-19 operational update:** The committee received updates on the following COVID-19 initiatives:
  - a. **Report from COVID-19 Advisory Panel and COVID-19 Action Team.** The committee received a briefing on several COVID-19 related operational issues, including the reconstitution and expansion of the [NCAA COVID-19 Medical Advisory Group](#), as well as the pending release of the next resocialization document entitled, Core Principles of Resocialization of Collegiate Basketball. This document is anticipated to address COVID-19 testing protocols, travel and transmission risk in basketball.
  - b. **Prevention and Performance Subcommittee.** The committee received an update about subcommittee work since June 2020. The subcommittee continues to consider and develop positions on behalf of the full committee on emerging playing and practice season issues, such as acclimatization and transition period requirements in a split-season schedule, fall and spring football competition and practice schedules and configuration of the Division I basketball practice preseason.
  - c. **National Federation of State High School Associations Sports Medicine Advisory Committee Update.** The committee received an update about the National Federation of State High School Associations' Sports Medicine Advisory Committee.

3. **Governance Reports.**

a. **Division I.**

- (1) The committee received an update on the activity of Division I governance, which continues to respond to the COVID-19 pandemic. Additional national-level issues include name, image and likeness and transfer eligibility.
- (2) **Legislative concept review.** The committee received an update on the 2020-21 NCAA Division legislative cycle. No conference-sponsored legislative concepts were submitted for consideration in the 2020-21 Division I Council-Governance legislative cycle. Therefore, there will be no conference-sponsored proposals in the 2020-21 cycle. The deadline for Council-introduced proposals is November 1. Additionally, no Autonomy legislative concepts were submitted by the September 15 deadline for consideration in the standard 2020-21 Division I Autonomy-Governance legislative cycle. Therefore, there will be no Autonomy proposals in the standard 2020-21 cycle.

b. **Division II.**

- The committee received an update on recent Division II activities, with an emphasis on COVID-19 response. The division has focused on providing flexibility to the membership on academics, financial aid, seasons of competition, and other areas of legislation and policy. From the health and safety perspective, the division continues its focus on participation in the health and safety survey, Injury Surveillance Program and available mental health resources.

c. **Division III.**

- The committee received an update from Division III, which also continues to focus on COVID-19 response, specifically on sport sponsorship and waivers for fall 2020. Additionally, it was reported that 240 member schools chose to participate in the health and safety survey. Unlike Divisions I and II, participation in the health and safety survey is voluntary. Further, participation in the Injury Surveillance Program has been approximately 25 percent for 2020-21. It is believed that COVID-19 disruptions have stalled increasing participation.

4. **Institutional Performance Program Health and Safety Survey.** The committee approved updates to the 2020-21 version of the Institutional Performance Program Health and Safety Survey and approved an updated distribution schedule. The survey will be

distributed to NCAA Divisions I and II athletics health care administrators on Tuesday, November 10, one week earlier than last year, and will close on Friday January 15, 2021. Completion of the survey is a legislated requirement in Divisions I and II.

5. **Proposal for Research Subcommittee.** The committee discussed and approved the creation of a Research Subcommittee. The new subcommittee combines and extends the responsibilities of the Standing Review Subcommittee and the Institutional Performance Program Subcommittee. The new subcommittee will provide functional oversight and thought leadership on various scientific and research-related initiatives informing the health and safety priorities of the Committee and the Association and will be chaired by the sport science research representative to the Committee.
6. **Concussion.**
  - a. **Concussion Assessment, Research and Education Consortium Update.** The committee received an operational update on the CARE Consortium, including longitudinal study planning. In spite of some operational challenges created by COVID-19, the study continues. Efforts are also underway to secure additional funding.
  - b. **Mind Matters Update.** The committee received an update on the Mind Matters project, including key research findings related to concussion education. Next steps include creating an educational video on changing the culture of concussion reporting among collegiate student-athletes and military cadets.
  - c. **Concussion Safety Protocol Review.** The committee received an operational update on the evaluation of the concussion safety protocol review process. It is expected that several emerging operational issues regarding the concussion safety protocol review process and related legislation will be reviewed with the Autonomy Conferences in the near term.
7. **Litigation Update.** The committee received a privileged and confidential update on several legal issues from the NCAA Office of Legal Affairs.
8. **Protective Equipment in Women's Lacrosse.** The committee was briefed on continued national discussions about the use of protective head equipment in women's lacrosse. Equipment standards organizations and national governing bodies continue to monitor emerging research information about the topic. The committee requested that staff direct Datalys' exploration of injury surveillance program data related to head injuries in women's lacrosse and to provide an update at a future meeting.



9. **Drug Free Sport International Report.** The committee received a summary report from Drug Free Sport International about the NCAA's year-round and championships drug testing programs. The report identified a continuing trend of positive tests due to selective androgen receptor modulators (SARMS) and hormone and metabolic modulators (e.g., GW1516 sulfoxide and GW1516 sulfone).
10. **Drug Testing Program.**
  - a. **Drug Testing Policy Landscape.** The committee received a presentation from Brian Ahrens, Director of the University of California, Los Angeles Olympic Analytical Laboratory, on the latest trends in drug testing. The laboratory reported an upward trend of detection of selective androgen receptor modulators and hormone and metabolic modulators. He also noted that in response to continued challenges caused by contaminated supplements, some sport governing bodies have implemented cutoffs for low-concentration positives, athlete biological passport programs, and additional follow-up testing after a positive test for certain substances.
  - b. **Mitigation Policy.** The committee discussed the current NCAA mitigation policy, which allows the drug-test appeal panel to reduce legislated penalties for a positive test when the panel determines that mitigating circumstances warrant such a reduction. Existing policy limits the factors that can be considered in mitigation decisions. However, recent trends in appeals cases have revealed possible limitations in the effectiveness of the current mitigation policy, especially where claims of supplement contamination are involved. Therefore, the committee approved a recommendation that SSI staff, along with the NCAA Drug Appeal Subcommittee and other subject matter experts, explore expanding mitigating criteria.
  - c. **Alternative Sample, Test Strategies and Testosterone Levels.** The committee received an update about emerging issues in drug testing, including alternative sample and testing strategies, and evaluation of testosterone and estrogen ratios through IRMS testing. These issues have contributed to operational challenges and public criticism about the NCAA drug testing program. The committee noted its support for NCAA staff to explore these issues more thoroughly and to be prepared to make formal recommendations about any operational or policy changes to the NCAA drug testing program platform by February 2021.
11. **Update on Transgender Policy.** The committee received an update on the upcoming NCAA Gender Identity and Student-Athlete Participation Summit hosted by SSI and the Office of Inclusion to be held October 5-6, 2020. Feedback solicited from summit

participants may contribute to and inform the development of policy and practice recommendations going forward.

12. **Mental Health.**

- a. **Diverse Student-Athlete Mental Health and Well-Being Summit.** The committee received an update on the summit held August 10-11, 2020. Currently, work is being done to further synthesize feedback received from the participants and the first phase of the Delphi consensus building process is underway. The Delphi process is expected to be completed before the end of the academic year.
- b. **Mental Health Guidelines for Transfer Waivers.** The committee received an update from the Mental Health Waiver Think Tank held November 9-10, 2019. The participants engaged in the Delphi consensus-building process and finalized deliverables, which focused on mental health diagnosis documentation and a suggestions related to support from an external review panel of licensed mental health providers. Next steps are for the NCAA's academic and membership affairs department to work on incorporating this feedback into the waiver processes.
- c. **Bystander Intervention Strategy.** The committee received an operational update on a virtual "think tank" to be assembled this fall to solicit input and feedback from content experts and campus leaders on current trends and best practices in bystander intervention education and the related needs of the membership.

13. **Sexual Violence Prevention.**

- a. **2019-20 Attestation Results.** The committee reviewed the results from the 2019-20 Campus Sexual Violence Attestation process. Due to COVID-19, the process was updated to provide flexibility to the membership with a deadline extension, free online sexual violence prevention educational courses for coaches and student-athletes, and modification of the form to allow for athletics director signature on behalf of the institution. A total of 1,109 out of 1,112 schools completed the attestation. The three institutions not completing the attestation were no longer members of the Association at the time the attestation process closed.
- b. **2021-22 Policy Developments.** The committee received an overview of the April 2020 NCAA Board of Governors update to the Campus Sexual Violence Policy.

14. **Injury Surveillance Program.** The committee received a briefing on trends from the NCAA Injury Surveillance Program.

15. **Sports Medicine Handbook Update.** The committee received an operational update on the progress of the Sports Medicine Handbook with an anticipated completion date in early 2021.
16. **Future Meeting Schedule.** The committee was informed that due to continued budgetary constraints, all NCAA committee meetings will remain virtual through August 2021.
17. **Adjournment.**

*Committee Chair:* Mark Stovak, University of Nevada, Reno  
*Committee Vice-Chair:* Stephanie Chu, University of Colorado, Boulder  
*Staff Liaisons:* John Parsons, NCAA Sport Science Institute  
 Anne Rohlman, NCAA Academic and Membership Affairs  
 Jessica Wagner, NCAA Sport Science Institute

<b>Committee on Competitive Safeguards and Medical Aspects of Sports September 21-22, 2020, Meeting</b>
<b>Attendees:</b>
Pam Hinton-Bruzina, University of Missouri, Columbia
Stephanie Chu, University of Colorado, Boulder
Bob Colgate, National Federation High School Associations
Turner Dirrigl, Canisius College
Jeff Dugas, Troy University
N. Jeremi Duru, American University
Kirsten Ford, Rocky Mountain Athletic Conference
Luis Feigenbaum, University of Miami (Florida)
R.T. Floyd, University of West Alabama
James Houle, The Ohio State University
Nadine Mastroleo, Binghamton University
Madeleine McKenna, California University of Pennsylvania
Tim McMurray, Texas A&M University – Commerce
Colby Pepper, Covenant College
Nicole Pieart, Aurora University
Julie Rochester, Northern Michigan University
Mark Stovak, University of Nevada, Reno
Todd Stull, Inside Performance Mindroom
Isaiah Swann, University of Texas at Dallas
Buddy Teevens, Dartmouth College
Kim Terrell, University of Oregon

Michelle Walsh, Vassar College
Auburn Weisensale, University of Pittsburgh
Kurt Zorn, Indiana University
<b>Absentees:</b>
Caroline Lee, Southeastern Louisiana University
Mary Northcutt, Carson-Newman University
<b>Guests in Attendance:</b>
Brian Ahrens, UCLA Olympic Analytical Laboratory
Adrian Boltz, Datalys Center
Avinash Chandran, Datalys Center
Michelle Dorsey, Drug Free Sport International
<b>NCAA Staff Liaison (or Staff Support if subcommittee) in Attendance:</b>
John Parsons, Anne Rohlman and Jessica Wagner
<b>Other NCAA Staff Members in Attendance:</b>
Jackie Campbell, Amanda Dickey, LaGwyn Durden, Jennifer Fraser, Jay Fitzwater, Brian Hainline, Brandy Hataway, Charlie Henry, Maritza Jones, Jessica Kerr, Louise McCleary, Corbin McGuire, Gretchen Miron, Greg Pottorff, Paul Roetert, Crystal Rogers, Jared Tidemann



**REPORT OF THE  
NCAA COMMITTEE ON COMPETITIVE SAFEGUARDS  
AND MEDICAL ASPECTS OF SPORTS  
DECEMBER 9, 2020, TELECONFERENCE**

**KEY ITEMS.**

- **College Football Playoff drug testing protocols.** Responding to a request from the Division I Council as recommended by the NCAA Division I Football Oversight Committee, the committee took action to recognize the College Football Playoff championship event as an available option for future CFP-related drug testing activities and annual drug testing plans.

Typically, drug testing occurs immediately following an NCAA-sponsored championship event. However, because the CFP is not an NCAA-sponsored championship event, drug testing has occurred in advance of competition events, and in accordance with the NCAA's annual drug testing program. The committee acknowledged the potential advantages to testing the CFP in a manner consistent with other championship events but noted the need for CFP operational cooperation. Further, the committee noted the logistical challenges of implementing drug testing at the CFP during the current pandemic environment.

**ACTION ITEMS.**

- None.

**INFORMATIONAL ITEMS.**

1. **Approval of September 21-22, 2020 reports.** The committee approved the report of its September 21-22, 2020 teleconferences.
2. **Drug testing policy issues.**
  - **Application of the drug testing due to COVID-19.** The committee reviewed several drug-testing penalty application issues, including a request from a member school. The committee supported additional flexibility to ensure penalty application during 2020-21 remains consistent with the intent of the legislation. Specifically, the committee noted the following: (1) COVID-19 has significantly impacted the length of playing seasons during 2020-21; (2) Application of drug-testing penalties during 2020-21 should result in a proportionate impact to the student-athlete as compared to a typical year. For example, a student-athlete who tested positive for a banned substance should have proportionately less access (e.g., 50% or one season) to competition than a student-athlete who did not test positive; (3) In certain scenarios, drug-testing withholding penalties should be reduced to 75% of the

Bylaw 17 maximum contest limitation or the conference limit on total contests for the 2020-21 season, whichever is fewer; and (4) Staff is encouraged to use flexibility to apply the intent of the drug-testing penalties when unique fact scenarios related to COVID-19 are present.

3. **Proposed 2020-21 Injury Surveillance Program codebook changes.** Consideration of this item was postponed to allow time for additional review and deliberation by the research subcommittee.
4. **Legislative review.** The committee received an update on the 2020-21 NCAA legislative cycle for all three divisions. As a result of the ongoing pandemic, there are few proposals in the 2020-21 legislative cycle, and none were identified for feedback from the committee.
5. **COVID-19 operational update.**
  - a. **Report from COVID-19 Medical Advisory Group and COVID-19 Action Team.** The committee received a briefing on several COVID-19 related operational issues, including the ongoing work of the NCAA COVID-19 Medical Advisory Group. In early November, the latest guidance document, “Resocialization of Collegiate Sport: Developing Standards for Practice and Competition, Second Edition” was released. An updated version of that document is pending release.
  - b. **Prevention and Performance Subcommittee.** The committee received an update on the subcommittee's work since September 2020. The subcommittee continues to consider and develop positions on behalf of the full committee on emerging playing and practice season issues, such as modifications to football playing and practice seasons and configuration of the basketball preseason in all three divisions.
6. **Update on outcomes from NCAA Gender Identity and Student-Athlete Participation Summit.** The NCAA Sport Science Institute and the NCAA Office of Inclusion hosted the NCAA Gender Identity and Student-Athlete Participation Summit October 5-6, 2020. The event had more than 60 participants, including transgender and cisgender student-athletes. The purpose of the summit was to solicit feedback toward the creation of a consensus framework that may inform policy and practice development in the area of gender identity and participation in collegiate sport, more specifically through the lenses of inclusion, fairness, student-athlete well-being, health and safety. This work will continue into early 2021.
7. **Future meeting schedule.** The committee was reminded that all NCAA committee meetings will remain virtual through August 2021.
8. **Adjournment.**

*Committee Chair:* Mark Stovak, University of Nevada, Reno  
*Staff Liaisons:* John Parsons, NCAA Sport Science Institute  
 Anne Rohlman, NCAA Sport Science Institute

<b>Committee on Competitive Safeguards and Medical Aspects of Sports December 9, 2020, Teleconference</b>
<b>Attendees:</b>
Pam Bruzina, University of Missouri, Columbia
Stephanie Chu, University of Colorado, Boulder
Pat Chun, Washington State University
Bob Colgate, National Federation High School Associations
Jeff Dugas, Troy University
N. Jeremi Duru, American University
Luis Feigenbaum, University of Miami (Florida)
Kirsten Ford, Rocky Mountain Athletic Conference
R.T. Floyd, University of West Alabama
James Houle, The Ohio State University
Caroline Lee, Southeastern Louisiana University
Nadine Mastroleo, Binghamton University
Tim McMurray, Texas A&M University
Mary Northcutt, Carson-Newman University
Nicole Pieart, Aurora University
Julie Rochester, Northern Michigan University
Mark Stovak, University of Nevada, Reno
Isaiah Swann, University of Texas at Dallas
Buddy Teevens, Dartmouth College
Kim Terrell, University of Oregon
Michelle Walsh, Vassar College
Auburn Weisensale, University of Pittsburgh
<b>Absentees:</b>
None.
<b>Guests in Attendance:</b>
None.
<b>NCAA Staff Liaison (or Staff Support if subcommittee) in Attendance:</b>
John Parsons and Anne Rohlman
<b>Other NCAA Staff Members in Attendance:</b>
Jackie Campbell, Amanda Dickey, LaGwyn Durden, Brian Hainline, Ty Halpin, Jessica Kerr, Crystal Rogers, John Parsons and Anne Rohlman



REPORT OF THE  
NCAA COMMITTEE ON WOMEN'S ATHLETICS  
SEPTEMBER 14, 2020, VIDEOCONFERENCE

KEY ITEMS.

- **STUNT referral from Division II Management Council discussion.** The committee discussed a referral from the Division II Management Council, regarding the committee's recommendation to add STUNT as an emerging sport for women in each division. The committee discussed all questions and concerns included in the referral and upheld its recommendation and rationale to add STUNT as an emerging sport in each division. Specifically, the committee provided the following feedback.

Division II Management Council concerns.

- Acrobatics and tumbling was recently added as an emerging sport for women and the Association is working to increase participation in this sport, according to the emerging sports for women process. Adding STUNT this soon could hinder the growth of sponsorship for acrobatics and tumbling.
- Would adding STUNT as an emerging sport for women add opportunities for women to compete? Or are most athletes who would compete in STUNT already competing in other sports?
- Adding an emerging sport during a pandemic could be hard for institutions.

Committee on Women's Athletics feedback.

- Based on lists of NCAA member institutions that sponsor acrobatics and tumbling and/or STUNT, no institutions sponsor both acrobatics and tumbling and STUNT. Therefore, the committee agreed that the addition of STUNT as an emerging sport for women would not hinder sponsorship growth for acrobatics and tumbling.
- There is no indication that STUNT student-athletes participate in NCAA sports at disproportionately higher rates than other multi-sport student-athletes. Therefore, the committee agreed that adding STUNT as an emerging sport for women would add opportunities for women to compete.
- STUNT is a relatively inexpensive sport to sponsor and may enrich an institution's enrollment management strategies during COVID-19. Moreover, adding STUNT as an emerging sport for women would be permissive legislation, not required legislation. Therefore, the committee agreed that for some institutions, adding STUNT could be beneficial during COVID-19.
- Staff clarified that USA Cheer is a not-for-profit organization.



**ACTION ITEMS.**

- **None.**

**INFORMATIONAL ITEMS.**

- 1. Welcome and announcements.** The chair welcomed committee members to the videoconference.
- 2. Review NCAA Committee on Women's Athletics mission statement.** The committee reviewed its mission statement.
- 3. Review and approve NCAA Committee on Women's Athletics April 15, 2020, videoconference report.** The committee reviewed and approved its April 15, 2020, videoconference report.
- 4. Sexual assault prevention discussion update.** NCAA staff provided an update on efforts to combat sexual violence, including the development of multiple resources and online education initiatives to assist the membership in creating a safe environment with the focus on student behavior. The NCAA Campus Sexual Violence Policy is entering its third year and yielded a turnout of 100%, as the three schools that did not complete the attestation are no longer NCAA members. NCAA staff is developing an FAQ document to help prepare institutions to meet the additional compliance requirements effective 2021-22. Staff continues to engage in robust discussions on potential next steps.
- 5. 2020 NCAA Woman of the Year award.** The committee acknowledged the record number of 605 nominees submitted by NCAA member schools, the 161 nominees selected by NCAA member conferences and the Top 30 (10 honorees from each division) and Top 9 (three from each division) selections made by the Woman of the Year Selection Committee. The committee thanked the four CWA members who served on the selection committee.
  - a. Overview of nomination and award process.** NCAA staff shared a summary of the program, 2020 nominations statistics, and reviewed the preliminary stages of the selection process.
  - b. Woman of the year selection guidelines.** Prior to its September 14, 2020, meeting, CWA members reviewed, evaluated and submitted scores of the Top 9 finalists for the 2020 NCAA Woman of the Year, using the established selection criteria and scoring guidelines. Using the scores submitted, staff developed a cumulative score for each Top 9 honoree and informed the committee of the preliminary rankings.

- c. **Selection of 2020 NCAA Woman of the Year award winner.** The committee deliberated on the preliminary rankings and voted to select the 2020 NCAA Woman of the Year. The award winner will be announced during a virtual ceremony in Fall 2020.
6. **NCAA Emerging Sports for Women.** The committee reviewed updates submitted by leaders from each of the current emerging sports: acrobatics and tumbling, equestrian, rugby, triathlon and women's wrestling.
7. **Title IX at 50.** NCAA staff provided an update on plans to celebrate and recognize the 50th anniversary of Title IX, between April 2022 and April 2023. Staff solicited ideas from committee members on commemorating the milestone.
8. **Joint CWA and NCAA Minority Opportunities and Interests Committee subcommittees.** The committee discussed the historical context, rationale and functionality of three joint subcommittees of the CWA and MOIC. The three subcommittees focus on disability, LGBTQ and women of color, respectively. The committee discussed the benefits and drawbacks of continuing those three subcommittees, as well as the possibility of establishing a new joint subcommittee or working group focused on topics such as social justice, mental health and financial sustainability.
9. **Selection of chair.** The committee elected Suzette McQueen as chair, effective January 2021. John Kietzman will continue to serve as vice-chair.
10. **Discussion of name, image and likeness and COVID-19 impact on women's athletics.** The committee engaged in a discussion on the current climate within higher education and collegiate athletics regarding the challenges stemming from expected proposed name, image and likeness legislation and the current global pandemic.
11. **Other business.** The committee thanked chair Denise Udelhofen for her service on the committee, noting this was her last meeting.
12. **Future meeting dates.**
  - a. February 2021 videoconference.
  - b. April 2021 videoconference.
  - c. September 2021 videoconference.

*Committee Chair: Denise Udelhofen, Loras College*

*Staff Liaisons: Jan Gentry, Championships and Alliances*

*Sarah Hebbard, Academic and Membership Affairs*

*Shay Wallach, Office of Inclusion*

<b>NCAA Committee on Women's Athletics September 14, 2020, Videoconference</b>
<b>Attendees:</b>
Renee Bostic, Notre Dame of Maryland University.
Jason Doviak, Alfred State, the State University of New York College of Technology.
Valencia Jordan, Tennessee State University.
John Kietzmann, Metropolitan State University of Denver.
David B. Kuhlmeier, Valdosta State University.
Monica Lebron, Tulane University.
Haile Mariano, Bucknell University.
Miguel Martinez-Saenz, St. Francis College Brooklyn.
Suzette McQueen, Central Intercollegiate Athletic Association.
Miriam Merrill, Hamilton College.
Kellianne Milliner, West Chester University of Pennsylvania.
Robert S. Nelson, California State University, Sacramento.
Abigail Newkirk, Bluffton University.
Donna Price-Henry, The University of Virginia's College at Wise.
Emma Svagdis, Azusa Pacific University.
Denise Udelhofen, Loras College.
<b>Absentees:</b>
Marjorie Hass, Rhodes College.
Renie Shields, Saint Joseph's University.
<b>Guests in Attendance:</b>
None.
<b>NCAA Staff Liaisons in Attendance:</b>
Jan Gentry, Sarah Hebbard, Jean Merrill and Shay Wallach.
<b>Other NCAA Staff Members in Attendance:</b>
Jackie Campbell, Gail Dent, Meghan Durham, Abigail Edwards, Jesse Faulk, Craig Malveaux, Gretchen Miron and Amy Wilson.



**REPORT OF THE  
NCAA COMMITTEE ON WOMEN'S ATHLETICS AND MINORITY  
OPPORTUNITIES AND INTERESTS COMMITTEE  
SEPTEMBER 15, 2020, JOINT VIDEOCONFERENCE**

**ACTION ITEMS.**

- None.

**INFORMATIONAL ITEMS.**

- 1. Welcome and announcements.** The chair of the NCAA Committee on Women's Athletics and the chair of the NCAA Minority Opportunities and Interests Committee welcomed both committees and asked staff to introduce themselves.
- 2. Review and approval of the April 16, 2020, joint videoconference report.** The committees reviewed and approved the joint videoconference report.
- 3. NCAA equity, diversity and inclusion committee updates.**
  - a. CWA.** The CWA chair provided a summary of the committee's meeting, including the selection of the 2020 NCAA Woman of the Year recipient, a discussion of the NCAA sexual violence prevention efforts, updates on the current NCAA emerging sports for women and a referral from the NCAA Division II Management Council. Lastly, the committee elected Suzette McQueen as the new CWA chair, effective January 2021.
  - b. MOIC.** The MOIC chair provided a summary of the committee's meeting, including updates on the Athletics Diversity and Inclusion Designation, the third-annual MOIC and NCAA Student-Athlete Advisory Committees Diversity and Inclusion Social Media Campaign, and the NCAA Champion of Diversity and Inclusion honoree.
  - c. NCAA Board of Governors Committee to Promote Cultural Diversity and Equity.** Staff provided an update on the August 12, 2020, videoconference, during which the Committee to Promote Cultural Diversity and Equity discussed its 2020-2021 goals and priorities in the context of COVID-19 and the racial justice movement.

Additionally, staff informed the committees of the CPCDE's letter of commendation to the commissioner of the West Coast Conference, following the conference's adoption of the "Russell Rule." The new rule requires each conference member to include a person from a traditionally underrepresented community in the pool of final candidates for every athletics director, senior administrator, head coach and full-time assistant coach position in the athletics department. The CPCDE identified the conference rule as a best practice for the membership to support diverse hiring practices and, for that reason, included every NCAA conference commissioner on the correspondence.

- d. NCAA Gender Equity Task Force.** Staff informed the committees of a letter the task force sent to multiple senior leaders within the NCAA governance structure in May. In the letter, the task force offered its support on gender equity issues as the governance structures consider changes in NCAA rules to help the membership address challenges posed by the COVID-19 pandemic related to student-athlete well-being, participation opportunities and program finances.
- 4. NCAA eight-point plan to address racial justice and equity.** Staff provided context and updates on the NCAA eight-point plan to advance racial justice and equity. The goals of the eight action items are to provide tools that foster a culture that advances racial equity and improves ways to engage student-athletes, particularly student-athletes of color. In addition to initiatives outlined in the plan, the committees suggested unconscious bias training in new committee member orientation.
- 5. NCAA inclusion, education and community engagement update.** Staff updated the committee on the strategic initiatives and programs of inclusion education and community engagement as well as the office of inclusion and leadership development's engagement with the membership on social justice issues. Specifically, the office of inclusion hosted a series of inclusion-focused online programs designed to build community, develop knowledge and skillsets, provide practical takeaways and empower participants' efforts on equity, diversity and inclusion initiatives. The series comprised programs from each of the office of inclusion's core areas of disability, international, LGBTQ, race/ethnicity and women. Additionally, the committee received a summary of the Athletes Using Their Power program developed by leadership development. The four-part virtual series educated student-athletes on the power they have and how they can use it to effectively enact meaningful change in their communities. Leadership development plans to host a similar program for administrators and coaches in the upcoming months.
- 6. Governance updates.**
  - a. Division I.** Staff provided an update on Division I's 2020-2021 priorities, including its efforts to mitigate the impact of COVID-19 on institutions (e.g., issuing legislative blanket waivers, postponing fall championships to the spring of 2021 and adopting emergency legislation) and ongoing deliberations around name, image and likeness legislation. Staff also informed the committees that the NCAA Division I Strategic Vision and Planning Committee will discuss the legislated equity, diversity and inclusion review during its October videoconference to determine if five years is the appropriate time between each review.
  - b. Division II.** Staff updated the committees on Division II's 2020-2021 priorities, including efforts to mitigate the impact of COVID-19 on institutions (e.g., issuing legislative blanket waivers, adopting emergency legislation and operationalizing winter championships).

Staff also provided an overview of ongoing Division II initiatives and programs aimed at enhancing equity, diversity and inclusion competencies, including an update on the Coaches Connection Program, which enhances coaches' engagement and fortifies their role as advocates for the value of Division II athletics.

- c. **Division III.** Staff provided an update on Division III's strategic goal to increase the representation of women and racial and ethnic minorities in leadership roles through a variety of programs and resources including the Division III Institute for Administrative Advancement, Division III Senior Woman Administrator program, Division III Student Immersion program, Division III Next Steps program, Division III College Sports Information Directors of America Student program, as well as a Division III diversity hiring guide. The committee also received an update on the Division III LGBTQ Working Group, which developed an LGBTQ recognition awards program and will name award winners at the 2021 NCAA Convention.

Staff noted that the NCAA Division III Management Council has engaged in comprehensive discussions on racial justice issues and Division III has hosted educational webinars on these issues and are planning additional webinars.

## 7. NCAA Student-Athlete Advisory Committee updates.

- a. **Division I.** The Division I SAAC representatives reported on the committee priorities, which included student-athlete mental health and well-being, implementing diversity and inclusion initiatives and enhancing student-athlete voice in current legislative and policy issues related to COVID-19. Other updates included name, image and likeness reform, student-athlete activism, civic engagement activities and the creation of an equity, diversity and inclusion committee.
- b. **Division II.** The Division II SAAC representatives reported on the committee's priorities, which center on the student-athlete voice. Discussions focused on student-athlete safety, how the NCAA governance structure can support SAAC in achieving its goals and developing initiatives related to diversity and inclusion and student-athlete mental health. Other updates included a plan to develop education initiatives on voter registration and a partnership with the Make a Wish Foundation.
- c. **Division III.** The Division III SAAC representatives reported on the committee's priorities, which included increased emphasis on social justice, Special Olympics and student-athlete mental health. Other updates centered on the creation of a platform to promote SAAC awareness and education efforts related to eligibility waivers.

8. **COVID-19 student-athlete survey update.** Staff shared key findings from the NCAA Student-Athlete COVID-19 Well-being Study, which surveyed student-athletes during the

COVID-19 pandemic. Survey results indicated racial disparities in rates of reported daily stress, housing and food stability and access to medical care. Additionally, student-athletes reported a significant impact of COVID-19 on mental health with highest rates among respondents of color.

Staff informed the committees that the NCAA research staff will issue a follow-up survey with a continued focus on student-athlete mental health, safety and well-being during COVID-19. The survey will include civic engagement and racial justice topics to assess the impact of the racial justice movement.

- 9. Discussion on subcommittees.** The committee received an overview and history of the subcommittees established by CWA and MOIC to focus on disability, LGBTQ and women of color. The group discussed the purpose, objectives and functionality of the subcommittees and noted their infrequent engagement. The committees determined that the three existing subcommittees would be tabled, but that specific subcommittees may be temporarily established as determined by both CWA and MOIC. In addition, the committees agreed to establish a subcommittee for social justice initiatives.
- 10. NCAA Transgender Student-Athlete Participation Policy update.** Staff reported that in October the NCAA Sport Science Institute and the office of inclusion will host a virtual two-day Summit on Gender Identity and Student-Athlete Participation, per the approval by the NCAA Board of Governors. The purpose of this summit is to develop a consensus framework and possible recommendations related to the NCAA Transgender Student-Athlete Participation Policy. The consensus framework will be informed by the guiding principles of inclusion and fairness and address student-athlete well-being, health, and safety. Staff solicited interest from committee members to attend.
- 11. Athletics Diversity and Inclusion Designee update.** Staff updated the committees on a working group established to advance and operationalize the ADID on campus and at the conference level. The working group presented a draft resource to MOIC, which was positively received. The working group plans to develop additional resources and a training program to aid the membership.
- 12. 2020 NCAA Diversity and Inclusion Social Media campaign.** The committees received an update on the 2020 NCAA Diversity and Inclusion Social Media Campaign and were provided a one-page resource developed for the membership. Specifically, the campaign will be held October 27-29 and will feature the following themes:

  - October 27: "My Story Matters."
  - October 28: "I've Got Your Back."
  - October 29: "Together We Rise."

The office of inclusion will develop further resources to assist members institutions in the continuation of open dialogue surrounding equity, diversity and inclusion via the social media campaign. The resources will be made available on [ncaa.org/inclusion](http://ncaa.org/inclusion).

**13. 2021 NCAA/MOAA Award for Diversity and Inclusion.** Staff reminded the committees of the application deadline for the Award for Diversity and Inclusion and highlighted changes to the process and rubric to better reflect the equity, diversity and inclusion efforts of athletics departments and conferences.

**14. Diverse Student-Athlete Mental Health and Well Being Summit.** CWA and MOIC representatives shared their experience at the summit and noted the topics of discussion pertaining to student-athlete mental health and well-being. The summit focused on what best practices and action items should be prioritized moving forward as well as the need for training and resources for coaches and athletics administrators who support student-athletes on campus.

**15. Future meeting schedule.**

- April 15, 2021, in conjunction with the 2021 NCAA Inclusion Forum.

*Committee Chair:* Dena Freeman-Patton, University of New Orleans  
Denise Udelhofen, Loras College

*Staff Liaisons (CWA):* Jan Gentry, Championships and Alliances  
Sarah Heberd, Academic and Membership Affair  
Jean Merrill, Office of Inclusion  
Shay Wallach, Office of Inclusion

*Staff Liaisons (MOIC):* Sahar Abdur-Rashid, Championships and Alliances  
Michael Bazemore, Academic and Membership Affairs  
Niya Blair Hackworth, Office of Inclusion

<b>NCAA Committee on Women's Athletics and NCAA Minority Opportunities and Interests Committee September 15, 2020, Joint Videoconference</b>	
<b>Attendees:</b>	
Cheryl Aaron, Wentworth Institute of Technology.	
Alisse Ali-Joseph, Northern Arizona University.	
Renee Bostic, Notre Dame of Maryland University.	
Roy Brown, University of Illinois at Springfield.	
Marquetta Dickens, College of Saint Elizabeth.	



Jason Doviak, Alfred State, the State University of New York College of Technology.
Dena Freeman-Patton, University of New Orleans.
Tony Gaskew, University of Pittsburgh, Bradford.
Valencia Jordan, Tennessee State University.
John Kietzmann, Metropolitan State University of Denver.
David B. Kuhlmeier, Valdosta State University.
Monica Lebron, Tulane University.
Halie Mariano, Bucknell University.
Miguel Martinez-Saenz, St. Francis College.
Ahleasha McNeal, Lincoln Memorial University.
Suzette McQueen, Central Intercollegiate Athletic Association.
Miriam Merrill, Pomona-Pitzer.
Kellianne Milliner, West Chester University of Pennsylvania
Robert S. Nelson, California State University, Sacramento.
Abigail Newkirk, Bluffton University
Micaiah Paige, Morehouse College.
Donna Price Henry, University of Virginia's College at Wise.
Chaunte O'Neil, University of Miami.
Renie Shields, Saint Joseph's University.
Harry Stinson, Lincoln University.
Emma Svagdis, Azusa Pacific University.
Denise Udelhofen, Loras College.
Dwight Watson, University of Wisconsin-Whitewater.
Dwaun Warmack, Claflin University.
<b>Absentees:</b>
Mark Brown, Pace University.
Alexis Garrett, Troy University.
Kenneth Gormley, Duquesne University.
Marjorie Hass, Rhodes College.
Christine Mayorga, Montclair State University.
Stuart Robinson, New York University.
<b>NCAA Staff Liaisons in Attendance:</b>
Sahar Abdur-Rashid, Michael Bazemore, Niya Blair Hackworth, Jan Gentry, Sarah Hebbard, Jean Merrill and Shay Wallach.
<b>Other NCAA Staff Members in Attendance:</b>
Lydia Bell, Jackie Campbell, Kina Davis, Abigail Edwards, Gail Dent, Jenn Fraser, Derrick Gragg, Ryan Jones, Craig Malveaux, Marnae Mawdsley, Louise McCleary and Amy Wilson.



REPORT OF THE  
NCAA MINORITY OPPORTUNITIES AND INTERESTS COMMITTEE  
SEPTEMBER 14, 2020, VIDEOCONFERENCE

**ACTION ITEMS.**

- None.

**INFORMATIONAL ITEMS.**

1. **Welcome and announcements.** The chair of the NCAA Minority Opportunities and Interests Committee welcomed the committee members and staff to the videoconference, including the following new members: Alexis Garrett, Christine Mayorga, Stuart Robinson, Harry Stinson and Dwaun Warmack.
2. **Review mission and duties.** Two committee members read aloud the committee's mission and duties.
3. **Review and approve NCAA Minority Opportunities and Interests Committee April 15, 2020, videoconference report.** The committee reviewed and approved its April 15, 2020, videoconference report.
4. **Discuss Athletics Diversity and Inclusion Designee.** Staff updated the committee on a working group established to advance and operationalize the ADID on campus and at the conference level. The working group plans to develop resources and a training program to aid ADIDs.
5. **2020 NCAA Diversity and Inclusion Social Media Campaign.** The committee received an update on the 2020 NCAA Diversity and Inclusion Social Media Campaign developed by the office of inclusion in partnership with students from Rowan University. Specifically, the campaign will be held October 27-29 and will feature the following themes:
  - October 27: "My Story Matters."
  - October 28: "I've Got Your Back."
  - October 29: "Together We Rise."

The committee also received a one-page resource developed for the membership. The office of inclusion will develop further resources to assist conferences and member institutions in the continuation of open dialogue surrounding equity, diversity and inclusion via the social media campaign. The resources will be made available on [ncaa.org/inclusion](http://ncaa.org/inclusion).

6. **Discussion on student-athletes and social justice.** The committee discussed examples of student-athlete activism across the membership. Specifically, the committee highlighted student-athletes and institutions organizing efforts on campus in pursuit of social justice and discussed how MOIC could aid and support student-athlete and institutional activism.

- 7. NCAA Champion of Diversity and Inclusion honoree.** The committee reviewed the NCAA Champion of Diversity and Inclusion honoree rubric and timeline, and revised the process for the 2020 honoree. In addition, the committee welcomed a new member to the Champion of Diversity Subcommittee.
- 8. MOIC goals for 2020-2021.** The committee received an overview of a teleconference that took place in September with past and present MOIC chairs and co-chairs. The call's purpose was to gain insight and historical references regarding previous initiatives to assist the current committee with developing and prioritizing its 2020-2021 goals. Some key goals for discussion included the following: providing resources and training for the Athletics Diversity Inclusion Designee, maintaining and improving partnerships/coalitions with other diversity and inclusion organizations, and building allies within the diversity, equity and inclusion space in intercollegiate athletics. Additionally, the committee reviewed and revised the terms of service for its chair. The committee determined that the chair's position will be a two-year appointment.
- 9. Discussion on subcommittees.** The committee received an overview and history of the subcommittees established by MOIC and the NCAA Committee on Women's Athletics, which focus on disability, LGBTQ and women of color, respectively. The group discussed the purpose, objectives and functionality of the subcommittees and noted their infrequent engagement. The committee determined that existing subcommittees should be tabled but that specific subcommittees could and should be reinstated and populated with members based on need as determined by both CWA and MOIC. In addition, the committee recommended two new subcommittees be established to address social justice initiatives and issues related to women of color.
- 10. 2021 NCAA/MOAA Award for Diversity and Inclusion update.** Staff highlighted changes to the Award for Diversity and Inclusion process and rubric to better reflect the equity, diversity and inclusion efforts of athletics departments and conferences.
- 11. Discussion on Black AD Alliance.** The committee was informed of the newly established Black AD Alliance, whose goal is a commitment to promoting the growth, development and elevation of Black athletics administrators at the Division I level. The alliance, which is comprised of 50 Black athletics directors, will engage industry decision-makers, provide exposure for aspiring Black college athletics professionals through purposeful mentoring and foster connections with those who will aid in positioning leaders in intercollegiate athletics.
- 12. Discussion of current issues and impact on intercollegiate athletics.** The committee discussed current national, campus and conference matters related to the mission and duties of the MOIC. Specifically, the committee discussed the impact of COVID-19 on the safety and well-being of student-athletes, the need for additional training and resources for clinical staffs on campus to address student-athlete mental health, racial discrimination, and the impact of name, image and likeness on student-athletes of color.

**13. Future meeting dates.**

- February 2021 teleconference, TBD.
- April 14-15, 2021, in conjunction with 2021 NCAA Inclusion Forum.

**14. Other business.** Staff reminded the committee of the September 18 deadline to complete the NCAA Board of Governors' Conflict of Interest Policy.

*Committee Chair:* Dena Freeman-Patton, University of New Orleans  
*Staff Liaisons:* Sahar Abdur-Rashid, Championships in Alliances  
Michael Bazemore, Academic and Membership Affairs  
Niya Blair Hackworth, Office of Inclusion

<b>NCAA Minority Opportunities and Interests Committee September 14, 2020, Videoconference</b>	
<b>Attendees:</b>	
Cheryl Aaron, Wentworth Institute of Technology.	
Alisse Ali-Joseph, Northern Arizona University.	
Mark Brown, Pace University.	
Roy Brown, III, Illinois at Springfield.	
Marquetta Dickens, William Peace University	
Dena Freeman-Patton, University of New Orleans.	
Alexis Garrett, Troy University.	
Tony Gaskew, University of Pittsburgh, Bradford.	
Kenneth Gormley, Duquesne University.	
Ahleasha McNeal, Lincoln Memorial University.	
Micaiah Page, Morehouse College.	
Stuart Robinson, New York University.	
Harry Stinson, Lincoln (Pa.) University.	
Dwaun Warmack, Claflin University.	
<b>Absentees:</b>	
Chaunte O'Neal, University of Miami.	
Christine Mayorga, Montclair State University.	
Dwight Watson, University of Wisconsin-Whitewater.	
Alisa White, Austin Peay University.	
<b>NCAA Staff Liaisons in Attendance:</b>	
Sahar Abdur-Rashid, Michael Bazemore and Niya Blair Hackworth.	
<b>Other NCAA Staff Members in Attendance:</b>	
Jackie Campbell, Kina Davis, Gail Dent, Craig Malveaux and Amy Wilson.	



REPORT OF THE  
NCAA OLYMPIC SPORTS LIAISON COMMITTEE  
SEPTEMBER 16, 2020, VIDEOCONFERENCE

**ACTION ITEMS.**

- None.

**INFORMATIONAL ITEMS.**

1. **June 11, 2020, teleconference report.** The NCAA Olympic Sports Liaison Committee approved its June videoconference report, as presented.
2. **United States Olympic and Paralympic Committee update and discussion.** Sarah Wilhelmi, USOPC Director of Collegiate Partnerships, joined the committee to provide an update on ongoing work to support Team USA's collegiate athletes. These efforts are focused on developing initiatives to celebrate Team USA's student-athletes and coaches, promote the value of collegiate Olympic/Paralympic sports and advance pathways for collegiate athletes to represent their country and schools in sport. Highlights of recent work include NCAA legislative changes, development of the USOPC liaison program and launch of the Olympians Made Here campaign. Further, Ms. Wilhelmi encouraged ideas about how to cultivate greater sport-alignment strategies among the committee, national governing bodies and coaches' associations, especially given the challenges presented by COVID-19.
3. **Streamlining of legislation regarding training and competition-related funds.** The committee returned to the discussion on potential streamlining of legislation regarding training and competition-related funds. The primary focus is whether the source of training and competition-related funds or the cap on the total funds amount should be the priority in relevant legislation. The committee did not take any action but agreed to explore ideas for changes during a future meeting.
4. **Other business.** The committee affirmed its next quarterly teleconference will take place in December 2020.

*Committee Chair: Korinth Patterson, Mid-American Conference*

*Staff Liaisons: Alex Smith, Academic and Membership Affairs*

*Liz Turner Suscha, Championships and Alliances*

<b>NCAA Olympic Sports Liaison Committee September 16, 2020, Videoconference</b>	
<b>Attendees:</b>	
Mikayla Costello, Willamette University (Division III Student-Athlete).	
John Michael Etheridge, Kentucky State University (Division II Student-Athlete).	
Sarah Fraser, Quinnipiac University.	
Bruce Gillman, Vassar College.	
Charles Guthrie, University of Wisconsin-Green Bay.	
Jill Hollembeak, DePaul University.	
Elizabeth Jarnigan, Southern Illinois University at Carbondale.	
Kimberly Keenan-Kirkpatrick, Syracuse University.	
Craig McPhail, Lees-McRae College.	
Michelle Morgan, John Carroll University.	
Korinth Patterson, Mid-American Conference, chair.	
Rosemary Shea, College of the Holy Cross.	
Steven Winter, Sonoma State University.	
<b>Absentees:</b>	
Amani Taylor, Tennessee State University (Division I Student-Athlete).	
<b>Guests in Attendance:</b>	
Sarah Wilhelmi, United States Olympic and Paralympic Committee.	
<b>NCAA Staff Liaisons in Attendance:</b>	
Alex Smith and Liz Turner Suscha.	
<b>Other NCAA Staff Members in Attendance:</b>	
None.	



NCAA Division II Management Council  
Committee and Project Team Assignments for 2021

*(Mentor assignments are listed in italics below new Management Council members' names)*

Management Council Representative ( <i>Mentor</i> )	Committees/Project Teams
Brenda Cates	Division II Legislation Committee Division II Management Council Identity Subcommittee
Teresa Clark	Division II Management Council Identity Subcommittee ( <i>chair</i> ) Division II Student-Athlete Reinstatement Committee
Marcus Clarke ( <i>Bob Dranoff</i> )	Division II Championships Committee Division II Management Council Subcommittee
Laura Clayton Eady	NCAA Walter Byers Scholarship Committee Division II Management Council Subcommittee
Mark Corino	Division II Management Council/Championships Committee Appeals Subcommittee Division II Planning and Finance Committee
J. Lin Dawson	NCAA Committee on Sportsmanship and Ethical Conduct Division II Infractions Appeals Committee
Bob Dranoff	Division II Convention Planning Project Team Division II Management Council Liaison to the Division II Conference Commissioners Association (CCA) Division II Management Council Identity Subcommittee Division II Management Council Subcommittee ( <i>chair</i> ) Division II Membership Committee
Amy Foster	Division II Management Council Identity Subcommittee Division II Management Council Subcommittee ( <i>chair</i> ) Division II Planning and Finance Committee
Marty Gilbert	Division II Management Council Subcommittee ( <i>chair</i> ) Division II Student-Athlete Advisory Committee
Amy Henkelman ( <i>Judy Sackfield</i> )	NCAA Postgraduate Scholarship Committee Division II Committee for Legislative Relief Division II Management Council Liaison to Division II Athletics Directors Association (ADA)
Jim Johnson, <i>chair</i>	NCAA Board of Governors ( <i>ex officio</i> ) Division II Administrative Committee Division II Enforcement and Infractions Task Force Division II Management Council Identity Subcommittee ( <i>ex officio</i> ) Division II Planning and Finance Committee ( <i>ex officio</i> )
Kristi Kiefer	Division II Convention Planning Project Team NCAA Research Committee
David Kuhlmeier	NCAA Committee on Women's Athletics Division II Degree-Completion Awards Committee Division II Management Council Identity Subcommittee
Courtney Lovely Evans, <i>vice chair</i>	Division II Administrative Committee Division II Championships Committee ( <i>ex officio</i> ) Division II Management Council/Championships Committee Appeals Subcommittee Division II Management Council Identity Subcommittee ( <i>ex officio</i> ) Division II Planning and Finance Committee
David Marsh	Division II Legislation Committee

<b>Management Council Representative (<i>Mentor</i>)</b>	<b>Committees/Project Teams</b>
	Division II Management Council Subcommittee
Danny McCabe ( <i>David Marsh</i> )	Division II Academic Requirements Committee Division II Convention Planning Project Team Division II Management Council Identity Subcommittee
Carrie Michaels	Division II Championships Committee Management Council Liaison to Women Leaders in College Sports
Doug Peters	Division II Academic Requirements Committee Division II Management Council Identity Subcommittee
Julie Rochester	Division II Convention Planning Project Team Division II Enforcement and Infractions Task Force Division II Management Council Liaison to the Faculty Athletics Representatives Association (FARA) NCAA Committee on Competitive Safeguards and Medical Aspects of Sports
Judy Sackfield	Division II Convention Planning Project Team ( <i>chair</i> ) Division II Nominating Committee
Harry Stinson ( <i>Courtney Lovely</i> )	Division II Convention Planning Project Team Division II Management Council Liaison to the Minority Opportunities Athletics Administrators Association (MOAA) NCAA Minority Opportunities and Interests Committee
Jackie Wallgren ( <i>Christie Ward</i> )	Division II Convention Planning Project Team Division II Management Council Liaison to National Association for Athletics Compliance (NAAC) Division II Student-Athlete Advisory Committee
Christie Ward	Division II Committee on Infractions Division II Enforcement and Infractions Task Force Division II Management Council Identity Subcommittee Division II Membership Committee
Jeff Williams	NCAA COVID-19 Medical Advisory Group Division II Management Council Subcommittee Division II Nominating Committee
Steven Winter	NCAA Olympic Sports Liaison Committee Division II Management Council Subcommittee ( <i>chair</i> ) Division II Management Council Identity Subcommittee
Jerry Wollmering	Division II Management Council Subcommittee Division II Management Council Liaison to CoSIDA NCAA Honors Committee

Management Council Subcommittee chairs:

- Appeals of Membership Committee decisions on provisional membership status: Marty Gilbert
- Appeals of Academic Requirements Committee decisions on waivers involving the Academic Performance Census and the Academic Success Rate: Bob Dranoff
- Appeals of Legislative Review Subcommittee decisions involving the amateur status of prospective student-athletes: Steven Winter
- Appeals of Championships Committee decisions: Amy Foster



**NCAA Gender Identity and Student-Athlete Participation Summit  
Meeting Summary  
October 5-6, 2020**

**Purpose.** The purpose of the summit was to solicit feedback toward the creation of a consensus framework that might inform policy and practice development in the area of gender identity and participation in collegiate sport, more specifically through the lenses of inclusion, fairness, student-athlete well-being, health, and safety.

**Outcomes and Deliverables.** The summit focused on the following outcomes and deliverables:

1. Develop a consensus framework, composed of foundational statements that may inform education, policy and practice development, including any recommendations that may be provided to the NCAA Board of Governors.
2. Identify potential updates for NCAA Inclusion of Transgender Student-Athletes (2011) based on evolving and emerging data and principles of inclusion and fairness.
3. Identify potential educational opportunities for key stakeholders within the NCAA membership (e.g., student-athletes, administrators, coaches).
4. Identify other potential gaps in stakeholder knowledge, resources and support infrastructure and possible pathways for addressing these gaps.

**Participants.** The summit convened representatives from the NCAA membership and external industry and subject matter experts with emphasis on collegiate student-athletes, the broader higher education community, medical and scientific organizations, and external diversity, equity, and inclusion experts and scholars.

**Welcome and Introductions.** Mark Emmert, NCAA president, Brian Hainline, NCAA chief medical officer and Derrick Gragg, NCAA chief diversity and inclusion officer, provided opening remarks.

**Co-chair welcome.** Stephanie Chu, summit steering committee co-chair, welcomed participants and guests.

**Meeting overview.** LaGwyn Durden, NCAA director of sports medicine and Amy Wilson, NCAA managing director of inclusion, provided an overview of the summit.

**Background.** To provide context and common understanding of key issues, several key leaders in the fields of endocrinology, sports medicine, sociology and gender diversity in sport were invited to provide brief updates.

- Richard Budgett, medical and scientific director of the International Olympic Committee (IOC) summarized the IOC's considerations of transgender athlete participation in Olympic competition.

- Jean Merrill, director of inclusion, provided historical and foundational information about the NCAA's policy on transgender student-athlete participation.
- Kelsey Gurganus, assistant director of research provided an overview of the American College Health Association – National College Health Assessment survey on trans-spectrum student-athlete participation in sport, mental health, substance use, perceptions of safety and violence victimization.
- Bradley Anawalt, chief of medicine at the University of Washington Medical Center, presented on foundational medical/natural science considerations.
- Travers, professor of sociology at Simon Fraser University, presented on foundational social science and inclusion considerations.
- Mac Brown and Chris Mosier summarized a focus group discussion of transgender and non-binary student-athletes (and summit participants) regarding their athletic experiences and perspectives about the NCAA transgender student-athlete participation policy. Two student-athletes from the focus group also shared their personal experiences.

**Day 1 Breakout Group Sessions.** Participants were provided an overview of the modified Delphi process that will be used to develop a consensus framework. As a first step in this process, participants then met in breakout groups to discuss key issues and considerations related current policy elements through the lenses inclusion, competitive equity, and physical and mental health and safety. Discussion groups reported back to the full group. At the conclusion of Day 1, participants were invited to complete an anonymous open-ended survey in which they rated each current policy element in terms of how well it addresses inclusion, competitive equity, and physical and mental health and safety. The feedback from the breakout group discussions and participant ratings informed the consensus-building portion of the Day Two agenda.

**Day 2 Breakout Group Sessions.** On Day Two, participants joined breakout session discussions related to the following topics that were identified as a result of Day One feedback: physical and mental care for student-athletes who are gender transitioning; competitive equity and inclusion. Within each breakout group discussion, key topics to address were current barriers and opportunities/ways forward. At the end of Day 2, participants were invited to submit anonymous open-ended written feedback with their recommendations and/or additional thoughts.

**Next Steps.** Summit feedback will be further synthesized for purposes of identifying and informing necessary discussion and decision making by applicable NCAA committees and other governance channels.



## **Planning to Advance Racial Equity**

The NCAA identified eight action items to address racial justice and equity at the national office and among the membership. The goals of these action items are to provide tools that foster a culture that advances racial equity and improves ways to engage student-athletes, particularly student-athletes of color.

The initial actions to advance racial justice and equity:

1. Conduct or host programming for national office staff and the membership.
2. Review policies and procedures (and other manuals) for inclusive language.
3. Implement unconscious bias training for all national office staff and add it as part of the onboarding process for new employees.
4. Engage and provide service to the local community.
5. Enact a consortium with external organizations, businesses and associations to develop solutions and actionable efforts to address the issues of racism in society.
6. Review initial-eligibility requirements, specifically the requirement for the SAT/ACT.
7. Review the NCAA Academic Progress Rate and its impact on historically Black colleges and universities and other limited-resource schools.
8. Work with coaches' associations to seek student-athlete input and participation in changes to conference-level and national-level rules and policies.



## NCAA DIVISION I PRESIDENTIAL FORUM

### *Sustainability and the Division I Collegiate Model*

Briefing Document / October 2020

**Discussion:** The NCAA Division I Board of Directors and Presidential Forum identified sustainability as it relates to the Division I collegiate model of athletics as a top priority, and the Board supports the Forum taking a lead role in recommending strategies and initiatives to protect and enhance intercollegiate athletics at the Division I level. The following document frames the issues at hand and serves as a starting point for the Forum to begin developing short- and long-term solutions that sustain the collegiate model now and in the future.

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#### ***THE DIRECTIVE.***

The NCAA Division I Presidential Forum is leading an ambitious review of sustainability as it relates to all aspects of the Division I model of intercollegiate athletics. The goals are to examine the current collegiate model; identify strengths, weaknesses, and pressure points that threaten its viability; and recommend short- and long-term solutions to sustain intercollegiate athletics as an integral and enriching component of the higher education experience for student-athletes.

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#### ***WHY THE REVIEW IS RELEVANT AND TIMELY.***

Even before the COVID-19 outbreak, the NCAA Division I Board of Directors and the NCAA Board of Governors had identified sustainability of the collegiate model as among their strategic priorities. The ramifications of the pandemic – both on intercollegiate athletics and higher education in general – have only heightened the need to address this issue with a new sense of immediacy and vigor.

As the financial pressures on the enterprise intensify because of the increasing costs related to the administration of sports programs (e.g., increasing health and safety initiatives), it is imperative that Division I chancellors and presidents engage in a comprehensive and candid examination of all aspects of the Division I collegiate model in order to enhance the stability and long-term sustainability of Division I sport offerings and services.

Additionally, the following assumptions make the review timely:

- As a “public trust,” political interest in NCAA-related matters has increased at the federal and state levels, as witnessed by state and federal name, image and likeness legislation, demand for additional attention to student health and well-being, multiple Congressional hearings, etc.
- In light of financial challenges facing higher education, intercollegiate athletics programs, like other campus units, must examine policies, practices and approaches consistent with fiscal stewardship that lead to long-term sustainability.
- As new health and safety regulations and guidelines are generated to appropriately support student-athletes, additional financial and resource expectations exist that require immediate attention.
- Appropriately, there is an increased expectation that the “voice” of student-athletes be a part of national, conference and campus decision-making on issues directly affecting them.
- The increasingly litigious environment will continue to require financial resources at the national, conference and campus levels to be directed at the management of cases and their outcomes, resulting in decreased revenue distributions and potential service interruptions.
- The financial gap between the so-called haves and have-nots continues to widen, as the latest data reveal in the following chart:

## Median (and Range) 2019 Revenues and Expenses for Division I Schools by Subdivision

	FBS	FCS	Division I Subdivision
Generated Revenues	\$61,994,000 (\$5.7 million to \$223.9 million)	\$4,741,000 (\$1.4 million to \$40.1 million)	\$3,566,000 (\$875,180 to \$24.7 million)
Total Revenues	\$80,900,000 (\$15.6 million to \$223.9 million)	\$19,924,000 (\$3.9 million to \$79.9 million)	\$18,299,000 (\$3.2 million to \$50.9 million)
Total Expenses	\$80,814,000 (\$16.9 million to \$220.6 million)	\$20,096,000 (\$4.1 million to \$64.5 million)	\$18,211,000 (\$4.6 million to \$50.9 million)
Net Generated Revenue	<b>\$18,790,000</b> <b>(\$65.3 million to \$43.7 million)</b>	<b>\$14,316,000</b> <b>(\$42.1 million to \$2.2 million)</b>	<b>(\$14,397,000)</b> <b>(\$42.5 million to \$3.6 million)</b>



### ***WHY THE PRESIDENTIAL FORUM IS LEADING THE REVIEW.***

University presidents and chancellors are the cornerstone of the collegiate model, with rightful oversight of the entire enterprise. While the Board of Directors is the ultimate authority within the Division I governance structure, the Presidential Forum is the Board’s primary advisory arm. The Forum is responsible for considering broad, strategic issues and innovative approaches to support the Board’s agenda. This review of sustainability fits appropriately within those parameters, and the project benefits from the Forum’s composition that represents all 32 Division I conferences.

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## ***HAVEN'T WE BEEN HERE BEFORE?***

Yes and no. The idea of sustaining the collegiate model isn't new, but the pandemic has made it real. Sustainability typically was an implied desired outcome within the various "reform" efforts that have taken place over the years, but actual reference to the term has only recently taken hold.

In 2006, the late NCAA President Myles Brand appointed a 50-member Presidential Task Force on the Future of Intercollegiate Athletics to address what at the time was considered an "unsustainable pattern" of spending at the highest levels that directly threatened the collegiate model.

In 2015, current NCAA President Mark Emmert convened a summit of more than 150 university leaders to address immediate and long-term opportunities and challenges related to the collegiate model, which produced a number of influential and meaningful improvements to many of the division's operations and policies.

Other groups have sounded alarms as well. The LEAD1 Association of Football Bowl Subdivision athletics directors floated significant adjustments to the collegiate model, including alternative sport sponsorship models and a federated sports structure that emphasized more regional scheduling to curtail costs. And the Knight Foundation Commission on Intercollegiate Athletics – an external sounding board for reform since 1990 – just this fall initiated a four-part series calling for "a transformation of the collegiate model."

The Division I Board of Directors formally identified challenges related to the sustainability of athletics as one of the division's strategic areas of emphasis for 2018-23, a decision that gained support within the Division I membership. The Board of Directors Finance Committee, the Division I Presidential Forum and the Division I Strategic Vision and Planning Committee have been engaged in discussions (and taking action when appropriate) related to sustainability issues since then, but the discussions to date have focused primarily on data collection and framing of sustainability issues, with no generation of systemic changes.

**From the Board of Directors'  
Strategic Areas of Emphasis:**

"Oversee the development of policy or legislative changes that enhance the sustainability of the Division I collegiate model in light of the current and future fiscal climate impacting intercollegiate athletics and higher education."

The COVID-19 pandemic, however, has introduced realities that in the past could only be imagined or were unimaginable. Past reform efforts may have broached the possibility of a course-altering event such as the inability to conduct the Division I Men's Basketball Championship, but no one fully realized just how drastic the effects of a pandemic would be, not only on institutions' athletics operations but on institutions in general. For athletics, COVID-19 has contributed to the elimination of sports at an unprecedented rate. For institutions, the pandemic has gone so far as to cause some schools to consider closing, or significantly alter the way they deliver education.

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## ***WHAT ARE WE TRYING TO SUSTAIN?***

The NCAA collegiate model of athletics is both unprecedented and unparalleled. Nowhere else in the world does embedding sports participation within the educational environment of colleges and universities exist. *Intercollegiate athletics* is truly and uniquely American.

The collegiate model of athletics is based on the premise that participation in college sports enriches the entire postsecondary educational experience for student-athletes. Athletics participation is an integral component of that experience rather than an ancillary or extracurricular activity. And the benefits of athletics participation – teamwork, self-discipline, camaraderie, engagement with community, and collaboration with persons of varied backgrounds to achieve a common goal – serve student-athletes not only during their time in competition but also as lasting lessons well after they have earned their diplomas.

Indeed, participation in intercollegiate athletics offers as much of a high-impact “classroom” for learning as other aspects of education such as lab work, study-abroad programs, internships, and practicum experiences with faculty members or local businesses/organizations. Student-athletes learn valuable life and leadership skills as part of their athletics experience, and NCAA research shows that those skills position student-athletes for success in life beyond their college years.

Over time the NCAA as an association of members who care deeply about the values of intercollegiate athletics has worked diligently to protect and enhance the collegiate model. As the successes of the collegiate model are unique, so are its challenges.

In many ways in fact, intercollegiate athletics’ greatest challenge *is* its own success. Fueled by Americans’ insatiable appetite to cheer for their schools and the media’s equally insatiable willingness to broadcast the competitions, intercollegiate athletics has enjoyed unmatched popularity for more than half a century. At the same time, intercollegiate athletics has been accused of distorting the ideal of sports at the expense of the academy nearly from the outset of its relationship with higher education. The ensuing balancing act of maintaining the premise of intercollegiate athletics as an integral component of higher education with the need to dally to some degree in the commercial aspects of promoting the enterprise has occupied the NCAA membership for decades.

That’s why the word “sustainability” has begun appearing on governance groups’ agendas. Division I presidents in particular have continuously sought to protect the collegiate model as a tremendously valuable asset to higher education itself. They do so because they recognize the value intercollegiate athletics brings not only to the participants but also to the institutions. Intercollegiate athletics is a



draw for alumni and others to the campus. It is a rallying point for the various constituencies of a college or university. Sometimes, intercollegiate athletics provides the only exposure for the campus beyond its local community.

Accordingly, Division I members have invested aggressively in the enterprise, understanding that they must spend to win, and win to generate revenue. Yet only a few Division I institutions' athletics operations generate revenues above expenses. That means the vast majority of Division I presidents and chancellors must weigh subsidies to athletics against the value athletics adds to the university overall – without compromising the rest of the academy.

In short, all Division I members must contemplate the *sustainability* of intercollegiate athletics, and what the word “sustainability” means in the context of how their athletics programs fit within the Division I membership structure.

The pandemic has expedited such contemplation. Can the collegiate model be sustained in the current environment surrounding higher education? If not, what must change? Does the collegiate model need to be “reinvented”?

It will be important to galvanize presidents to lead this effort. The Presidential Forum, and its Steering Committee, will be critical in providing a presidential perspective that helps inform the Division I Board of Directors and the Division I Council on legislative, policy and other changes necessary to sustain the collegiate model. The Forum also may gain valuable insight from the Strategic Vision and Planning Committee, which has considered the idea of sustainability in recent meetings.

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## ***PARAMETERS SURROUNDING THE REVIEW.***

For the review to achieve desired outcomes, it is necessary to accomplish the following objectives:

- Define principles that drive the division’s decision-making to “reinvent” the Division I collegiate model.
- Identify rules, policies and other factors that drive market trends and increase costs.
- Identify organizational and governance-related enhancements that improve responsiveness and readiness to address immediate and future challenges.
- Identify potential increased revenue sources at campus, conference and national levels.
- Collaborate with student-athletes, athletics administrators and the broader higher education community to identify and overcome obstacles.

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## ***ELEMENTS/AREAS OF THE COLLEGIATE MODEL TO CONSIDER.***

Per the parameters above, an appropriate starting point for the review may be to identify the primary threats to the success of the collegiate model. We already know the collegiate model’s strengths, but what are its weaknesses? COVID-19 has unveiled some obvious financial pressure points, but are there structural/organizational issues that need to be addressed as well?

Accordingly, Forum members are asked to engage with their conference commissioners and their conference presidential boards and other conference governance groups to gather input by March 21,



2021 to inform future recommendations. To assist in that regard, a Feedback Review Guide accompanies this Briefing Document that offers the following questions in four overarching areas: Membership Requirements, Financial Concerns, Governance, Legal Fees, and Programs and Services.

Based on the feedback obtained, the following approaches to implementing short- and long-term solutions could apply (these are offered merely for discussion purposes):

- Short term – Regulatory/policy changes and outcomes for 2020-21.
  - Consider the drastic changes that higher education is experiencing in the wake of COVID-19 and the impact those will have on athletics at all levels within Division I.
  - Agree upon desired outcomes for short- and long-term stability of Division I and support or amend the Division I philosophy and/or commitments accordingly.
  - Introduce regulatory changes (waivers, rule modifications) to address desired outcomes in playing and practice seasons and membership requirements.
  - Review the most recent governance restructuring to identify objectives or goals that have not yet been successfully achieved and determine steps to resolve the issues.
  - Review the model of FBS football and its impact on the broader Division I membership.
  - The NCAA national office is currently engaged in making sure existing services are being provided to membership as a top priority while the national office – and all of higher education and intercollegiate athletics – grapple with the impact of the pandemic. It is envisioned that 2021 will present the opportunity for the Division I membership to provide perspectives related to national office services:
    - Immediate changes to assist with sustainability (including potential of areas of relief granted in 2020-21 that could carry over);
    - Six-month initial feedback phase on broader and more systemic changes to assist sustainability; and
    - Review of national office services to occur in 2021.
  
- Long term – Examination of additional regulatory and policies changes (2-3 years).
  - Identify and pursue additional revenue-generating activities.
  - Introduce regulatory changes to address specific desired outcomes in sports sponsorship requirements, scholarship requirements, recruiting rules, personnel who support sports, and head count vs equivalency sport distinctions.
  - Affirm or amend the NCAA revenue distribution model and criteria.
  - Review the Division I governance model and identify enhancements to meet the division’s long-term goals.
  - Initiate broader examination of alternative Division I sport models (including those developed previously by the LEAD1 Association).
  - Re-examine and enhance other elements of the Division I collegiate model:
    - Academic expectations for student-athletes and institutions.
    - Broad-based sport opportunities.
    - Modernization efforts to best support student-athletes.



## NCAA DIVISION I PRESIDENTIAL FORUM

### *Sustainability and the Division I Collegiate Model*

#### Feedback Review Guide

**Purpose of this Review Guide:** The NCAA Division I Board of Directors and Presidential Forum identified sustainability as it relates to the Division I collegiate model of athletics as a top priority, and the Board supports the Forum taking a lead role in recommending strategies and initiatives to protect and enhance intercollegiate athletics at the Division I level. Importantly, the Board of Governors also noted sustainability as an Association-wide strategic priority for 2020-2022.

Due to the scope of this project, Forum members are asked to collaborate with their conference commissioners, presidential boards and other conference governance groups to gather input to inform future recommendations. Because the Forum represents all Division I conferences, this type of approach has been useful in past initiatives the Forum has overseen and ensures an inclusive Division I membership voice.

This Review Guide accompanies the Briefing Document and offers questions in various categories to fuel discussion over the next six months. The questions are not exhaustive, as these conversations will inherently produce topics and queries not listed here, and that is as it should be. In addition, the categories, while separate at the outset, should be viewed as concentric circles in which discussion undoubtedly will overlap. The final set of recommendations will serve collectively to guide future decision making.

The questions are meant to get at the heart of the matter when possible. The Board of Directors and the Forum already have agreed that this review is not merely a cursory glance over “the idea of sustainability,” but an imperative project that can help provide direction for the future of the collegiate model. While sustainability has been broached in various manners in the past as a way to manage the rising costs of athletics, the COVID-19 pandemic has shone a brighter spotlight on the long-standing challenges related to sustainability, not only for intercollegiate athletics but for higher education in general. Discussions among Forum members and their conference colleagues will be critical in developing short- and long-term solutions that sustain the collegiate model now and in the future.

**[NOTE: FEEDBACK IS REQUESTED BY MARCH 21.]**

# DISCUSSION AREAS

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## ***1. MEMBERSHIP REQUIREMENTS.***

The Division I membership has grown over time, not only in number but in its diversity of institutions. Such diversity is an asset in many ways, as the breadth of perspective and opinion has produced checks and balances that benefit the division as a whole. However, that diversity as it applies to mission, resources, budgets, donors and fanbase expectations at times creates tension in governance, policy development and philosophy.

On paper, the collegiate model is meant to apply uniformly to all Division I members, but the sheer range of access to resources leads to some institutions perhaps perceiving the model differently than others, or at least being able to generate more success financially and in athletics competition. While that isn't necessarily a bad thing, the financial stress the pandemic has thrust upon higher education has led leaders at all Division I institutions to re-evaluate their operations, both overall and within athletics specifically.

### **OVERARCHING GOAL IN THIS AREA:**

- **Determine whether the existing standards for Division I membership require changes to advance practices that sustain athletics opportunities for student-athletes.**

**Question 1:** The NCAA Division I Manual lists a number of commitments members must make to fulfill their membership responsibilities (e.g., commitments to amateurism, institutional control, sound academic standards, student-athlete well-being, etc.). In addition, the Manual includes the Division I Philosophy Statement, which calls for members to:

- Subscribe to high standards of academic quality, as well as breadth of academic opportunity;
- Strive in their athletics programs for regional and national excellence and prominence. Accordingly, the recruitment of student-athletes and the emphasis on and support of their athletics program are, in most cases, regional and national in scope;
- Recognize the dual objective in their athletics programs of serving both the university or college community (participants, student body, faculty-staff, alumni) and the general public (community, area, state, nation);
- Believe in offering extensive opportunities for participation in varsity intercollegiate athletics for both men and women;
- Sponsor at the highest feasible level of intercollegiate competition one or both of the traditional spectator-oriented, income-producing sports of football and basketball;
- Believe in scheduling their athletics contests primarily with other members of Division I, especially in the emphasized, spectator-oriented sports, as a reflection of the goal of maintaining an appropriate competitive level in their sports programs;
- Maintain institutional control over all funds supporting athletics; and
- Understand, respect and support the programs and philosophies of the other divisions.

Is the Division I Philosophy Statement still applicable given the current stressors being placed on intercollegiate athletics and higher education? If not, what should be modified? Should the philosophy statement be strengthened to emphasize athletics' integral relationship with higher education and the benefits thereof?

**Question 2:** Is there merit in potentially strengthening or prescribing minimum expectations in order to sponsor a Division I sport to include, for example, more required allocation of resources and programming to support health and safety? Should there be additional requirements regarding the financial commitment and/or compliance expectations for any Division I team?

**Question 3:** Is continuing to subdivide Division I based on football sponsorship the best approach to sustain the collegiate model? If not, are there alternatives?

**Question 4:** The pandemic has caused many Division I institutions to reconsider their varsity sport offerings. Division I currently requires members in the Football Bowl Subdivision to sponsor at least 16 sports and members in the other subdivisions to sponsor 14. Are these still the right minimums under the current circumstances? If not, what should the minimums be?

**Question 5:** Division I also requires a substantial commitment to providing athletics scholarships, with several sports being “fully funded” and others being funded through “equivalencies.” If the collegiate model were to be “re-invented” to fit today’s circumstances, would the current scholarship approach be retained or modified? If the latter, how would you suggest it be altered?

**Question 6:** More than 180,000 student-athletes participate in Division I athletics, with 34% receiving full athletics scholarships and 41% receiving partial athletics scholarships. Should more or less emphasis be placed on athletics scholarship offerings to students vs. providing the opportunities to play a sport at a Division I level?

**Question 7:** To what extent should the DI philosophy statement and commitments reflect participation opportunities in all sports, including Olympic sports? Should this role impact decision-making at the national, conference and local levels? If so, how?

**Question 8:** Schools in the Football Bowl Subdivision are required to demonstrate an average attendance of 15,000 for home football contests. Does this remain as an indication of a football program in “good standing” and thus a reflection of the collegiate model? If retained, should it be altered (i.e., increased or reduced)?

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## **2. FINANCIAL CONCERNS.**

Even before the COVID-19 outbreak, the NCAA Division I Board of Directors and the NCAA Board of Governors had identified sustainability of the collegiate model as among their strategic priorities. The ramifications of the pandemic – both on intercollegiate athletics and higher education in general – have only heightened the need to address this issue with a new sense of immediacy and vigor.

As the financial pressures on the enterprise intensify because of the increasing costs related to the administration of sport programs (e.g., increasing health and safety initiatives), it is imperative that Division I chancellors and presidents engage in a comprehensive and candid examination of all aspects of the Division I collegiate model in order to enhance the stability and long-term sustainability of Division I sport offerings and services.

In light of financial challenges facing higher education, intercollegiate athletics programs, like other campus units, must examine policies, practices and approaches consistent with fiscal stewardship that lead to long-term sustainability.

#### **OVERARCHING GOAL IN THIS AREA:**

- **Determine steps that can be taken to ensure the rate of spending in athletics is appropriate within the construct of the collegiate model and aligns with the rate of spending for higher education in general.**

**Question 1:** Most administrators in Division I athletics agree that to operate successfully it is necessary to invest in facilities, personnel, scholarships and recruiting. At times this need to invest leads to an “arms race” that if left unchecked could affect the premise and intent of the collegiate model. If nothing else, the ensuing chase certainly challenges institutions with fewer resources to “keep up.” What can be done to ensure spending in athletics aligns more closely with overall institutional spending?

**Question 2:** The pandemic has caused nearly everyone in athletics and higher education to rethink operations to be more efficient. What has been learned in the last six months that could benefit the collegiate model moving forward?

**Question 3:** The Division I revenue distribution model was recently reviewed in incorporate an academic component. Is it time for further review of the model given the current financial circumstances? If so, what are the primary concerns about the way revenues are currently distributed?

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### **3. GOVERNANCE.**

Since the NCAA federated its governance structure in the mid-1990s to let each division govern itself as it sees fit, Division I has occasionally revised its structure (most recently in 2013) to accommodate more representation or add efficiencies to the legislative process. As the Forum reviews the collegiate model, it is appropriate to revisit key elements of the division’s governance structure.

#### **OVERARCHING GOAL IN THIS AREA:**

- **Determine whether the existing governance structure should be modified to improve its effectiveness in meeting agreed-upon goals that sustain the Division I collegiate model.**

**Question 1:** University presidents and chancellors are the cornerstone of the collegiate model, with rightful oversight of the entire enterprise. Is there sufficient presidential leadership in overseeing the Division I collegiate model at the national, conference and campus levels? If not, what should be done?

**Question 2:** Is the student-athlete voice appropriately represented in governance and decision making at the national, conference and campus levels? If not, how can student-athlete representation be enhanced?

**Question 3:** In light of the representative governance model employed in Division I at the Board and Council levels in particular, are conference offices appropriately positioned to contribute effectively to the governance structure and thus enhance the collegiate model? Are there additional efficiencies that can be gained by cross-conference collaboration on not only policy issues but also conference services?

**Question 4:** With six years of experience with the autonomy and Council governance model, are changes needed to improve the functionality and effectiveness of the collegiate model?

**Question 5:** How can relationships with external influencers (i.e., the federal government) be improved to benefit the collegiate model?

**Question 6:** The review of the collegiate model will likely identify rules and policies that drive market trends and contribute to increasing costs. What can be done to more effectively manage budgets in the following areas? Should regulations or practices that contribute to increasing expenses be modified? Some specific regulatory areas include:

- Membership requirements (i.e., sports sponsorship and scholarship requirements).
- Playing and practice seasons, including length of seasons, number of competitions, scheduling requirements.
- Recruiting.
- Personnel who support sports.
- Maximum head count vs. equivalency team limits.
- Are there areas currently not regulated that should be considered?

**Question 7:** In light of the immediate challenges presented by the pandemic, a number of regulatory changes were made to provide increased flexibility to the membership and student-athletes. Should any of the changes introduced this year be considered for 2021-22 and beyond?

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#### ***4. LEGAL FEES.***

Schools, conferences and the NCAA as an entity have seen increasing third-party legal expenses as a result of more litigation related to athletics. These lawsuits can be unexpected, and the duration and outcome of litigation can be uncertain, sometimes resulting in significant judgments and payment of plaintiff attorneys' fees.

Schools and conferences have looked to the NCAA to incur legal expenses on behalf of all of its members and make any required payments for rules-related litigation. However, some in the membership are voluntarily incurring their own significant defense costs through the retention of counsel separate from the NCAA. Others in the membership have established no legal reserve or budget in anticipation of third-party legal expenses, leaving them exposed to financial stress when litigation arises.

In addition, the NCAA has faced increasing legal challenges around the outcomes of its waiver, enforcement and infractions matters, brought by institutions, coaches and student-athletes. Institutions are spending significant resources to retain counsel to challenge within the NCAA enforcement, infractions (and independent) structures.

#### **OVERARCHING GOAL IN THIS AREA:**

- **Determine whether steps can be taken to reduce athletics-related legal fees for the Division I membership and the NCAA overall.**

**Question 1:** Are there modifications to NCAA policies/legislation to more clearly state the risk and legal expense allocation among the NCAA, conferences and schools in the context of litigation?

**Question 2:** Are there modifications to NCAA policies/legislation in the waiver and enforcement/infractions areas that would retain fair processes but streamline them to reduce legal expense and to reduce legal challenges to outcomes?

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## **5. PROGRAMS AND SERVICES.**

In addition to revenue distribution, Division I members also benefits from programs and services the NCAA national office provides, but of course these services come with a budgetary impact.

The national office is currently engaged in making sure existing services are provided to membership as a priority while the national office – and all of higher education and intercollegiate athletics – grapple with the impact of the pandemic. It is envisioned that 2021 will present the opportunity for the Division I membership to offer perspectives related to national office services.

#### **OVERARCHING GOALS IN THIS AREA:**

- Consider immediate changes to assist with sustainability (including potential of areas of relief granted in 2020-21 that could carry over);
- Conduct a six-month initial feedback phase on broader and more systemic changes to assist sustainability; and
- Complete a comprehensive review of national office services in 2021.

Specific questions regarding this area will be framed once feedback is gathered.







# Trends in Academic Success Rates and Federal Graduation Rates at NCAA Division II Schools

DII Management Council – January 2021

# Federal Graduation Rate (FGR)

- ▶ Includes only students who enrolled full time for the first time in the first term of the requested academic year.
- ▶ Student-athletes must have received an athletics grant-in-aid of any amount during that year (i.e., first-term scholarship freshmen).
- ▶ Must include even if the student-athlete quit the team at any point.
- ▶ Graduation status recorded six years after enrollment.
- ▶ Those who leave school in good academic standing are counted as nongraduates.

# Academic Success Rate (ASR)

- ▶ Graduation metric developed by NCAA.
- ▶ Calculated for student-athletes only.
- ▶ Considered more accurate than FGR because it includes federal cohort and:
  - ▶ Transfers into school;
  - ▶ Midyear enrollees;
  - ▶ Nonscholarship freshmen.
- ▶ Removes student-athletes who leave school while eligible to compete.
- ▶ Graduation status recorded six years after initial collegiate enrollment.

# Rate Calculations

## Federal

- First-time fall freshmen  
(on athletics aid)

$$\frac{\text{Graduates}}{\text{Cohort} - \text{Exclusions}^*}$$

## ASR

- First-time fall freshmen  
on athletics aid
- *Transfers*
- *Midyear enrollees*
- *Nonscholarship SAs*

$$\frac{\text{Graduates}}{\text{Cohort} - \text{Exclusions}^* - \textit{Left Eligible}}$$

\* Exclusions include death, permanent disability, church mission, and military or foreign service.  
Note: Both rates use a six-year window from initial collegiate enrollment.

# Comparison of ASR and Federal Graduation Rate Cohorts

(2017-20 Reporting Years)

	Federal Rate	ASR
Enrolled (Under Federal Definition)	73,312	73,312
Enrolled as Freshman in January	0	1,470
Two-Year College Transfers	0	18,551
Four-Year College Transfers	0	15,127
Nonscholarship Athletes	0	32,033
Total Enrolled	73,312	140,493 (+92%)
Allowable Exclusions (Death, Military, Church Mission, etc.)	101	279
Left Eligible	0	34,321
Participants on Teams No Longer Sponsored by School (non-Fed.)	0	1,761
Total Denominator	73,211	104,132 (+42%)

# Average Division II Federal Rates vs. ASRs

## 2017-20 Four-Year Rate

(2010-13 Cohorts)

	Student Body	Student-Athletes	
	Federal Rate	Federal Rate	ASR
<b>Div. II Overall</b>	51% <b>+1</b>	59% <b>+1</b>	74% <b>+1</b>
<b>Div. II Men</b>	46%	52% <b>+2</b>	66% <b>+1</b>
<b>Div. II Women</b>	54%	68% <b>+1</b>	87% <b>+1</b>

Note: Numbers in **red** are percentage changes from 2016-19

# Average Division II Federal Rates vs. ASRs

## 2020 Single-Year Rate

(2013 Cohort)

	Student Body	Student-Athletes	
	Federal Rate	Federal Rate	ASR
<b>Div. II Overall</b>	53% <b>+1</b>	62% <b>+1</b>	77% <b>+2</b>
<b>Div. II Men</b>	48% <b>+1</b>	54%	69% <b>+2</b>
<b>Div. II Women</b>	56% <b>+1</b>	70% <b>+1</b>	88% <b>+1</b>

Note: Numbers in **red** are percentage changes from 2019

# Trends in Academic Success Rates



## Notes About ASR Trends

- ▶ The 2013 reporting cycle (seven years ago) was the first year FGR/ASR data could be imported from the Division II Academic Tracking System (ATS).
- ▶ These were data for the 2006 cohort.
- ▶ Under this process, student-athletes who were not marked as graduates in the ATS were imported as nongraduates; user action was required to change this.
- ▶ Records imported from the ATS were much more likely to count as non-graduates and less likely to be marked as “left eligible” than records entered via other methods.
- ▶ It is very likely that ASRs were artificially low in 2013 (2006 cohort) due to lack of understanding about the new process.

# ASR Trends for Division II Men's Sports

Four-Class Averages by Reporting Year\*

SPORT	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2020 N
Baseball	68%	69%	70%	69%	69%	70%	70%	71%	72%	73%	74%	75%	11,951
Basketball	58%	59%	60%	58%	58%	58%	58%	58%	59%	59%	61%	63%	6,149
Cross Country/Track	71%	72%	72%	72%	70%	70%	70%	71%	72%	72%	72%	72%	7,788
Fencing	77%	71%	76%	71%	85%	100%	97%	90%	88%	79%	74%	76%	17
Football	53%	54%	54%	54%	53%	53%	53%	51%	51%	51%	52%	54%	20,487
Golf	70%	72%	74%	73%	73%	74%	75%	76%	77%	78%	79%	80%	2,344
Ice Hockey	75%	78%	78%	77%	77%	79%	81%	83%	85%	84%	86%	88%	374
Lacrosse	75%	77%	76%	76%	74%	74%	74%	70%	71%	70%	70%	73%	2,100
Rifle (Mixed M/W)	88%	100%	88%	82%	83%	83%	83%	78%	71%	63%	69%	76%	33
Skiing	85%	88%	87%	86%	88%	89%	89%	93%	92%	95%	95%	91%	47
Soccer	68%	70%	71%	72%	72%	72%	71%	72%	73%	72%	74%	75%	6,556
Swimming	76%	74%	76%	75%	75%	77%	77%	77%	78%	78%	78%	79%	1,501
Tennis	77%	79%	79%	78%	78%	79%	81%	81%	82%	82%	82%	82%	1,469
Volleyball	68%	66%	71%	72%	71%	70%	70%	71%	76%	75%	78%	75%	276
Water Polo	72%	78%	77%	77%	80%	75%	80%	79%	76%	75%	69%	69%	114
Wrestling	58%	57%	60%	57%	54%	55%	54%	54%	55%	54%	55%	56%	2,097

\* 2020 reporting year represents 2010-13 cohorts; 2019 represents 2009-12 cohorts, etc.

# ASR Trends for Division II Women's Sports

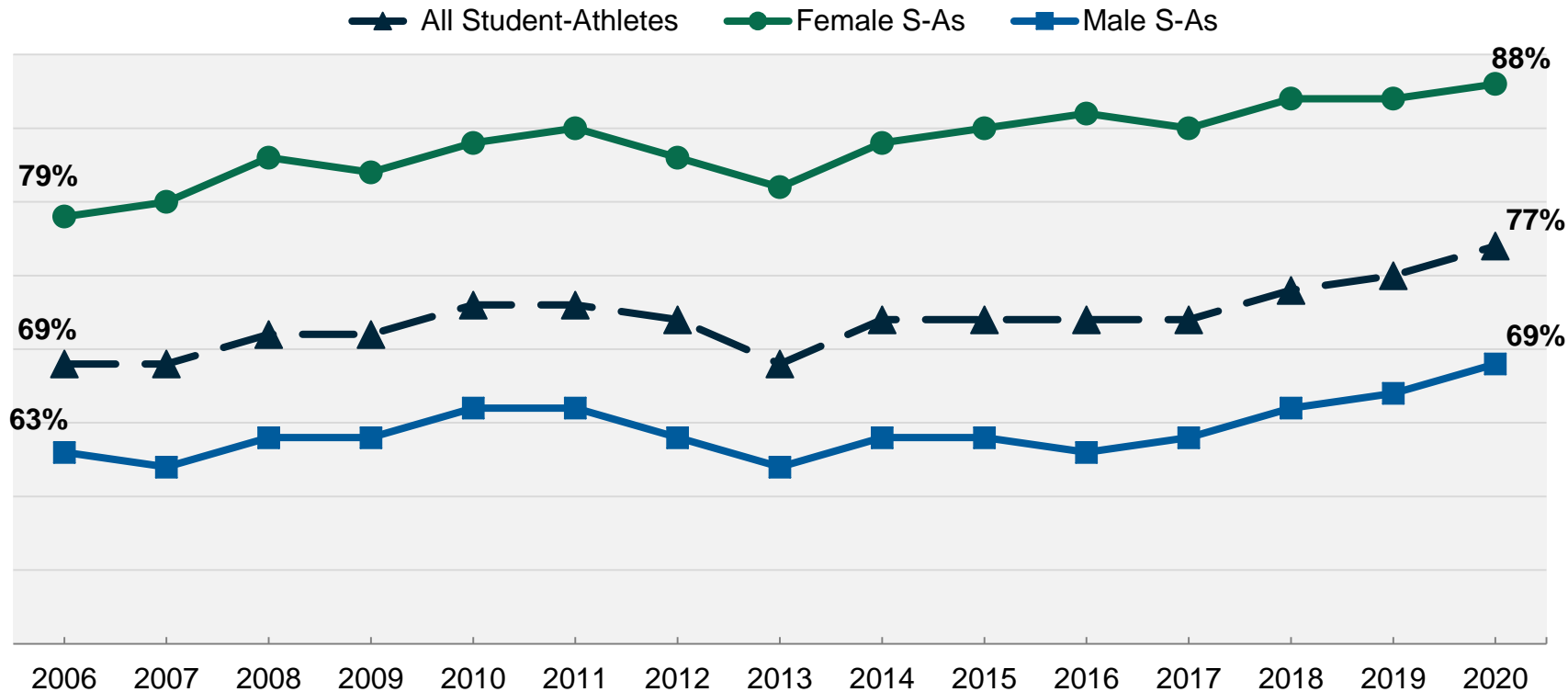
Four-Class Averages by Reporting Year\*

SPORT	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2020 N
Basketball	75%	77%	79%	79%	78%	78%	77%	78%	79%	80%	81%	81%	5,513
Bowling	63%	91%	88%	85%	79%	79%	82%	79%	82%	83%	83%	84%	148
Crew	87%	88%	89%	89%	89%	88%	88%	89%	89%	90%	91%	89%	529
Cross Country/Track	81%	82%	84%	83%	81%	81%	82%	83%	85%	85%	86%	85%	7,740
Fencing	96%	96%	83%	81%	74%	73%	75%	78%	84%	85%	97%	89%	9
Field Hockey	91%	92%	92%	93%	94%	95%	94%	94%	93%	93%	93%	94%	618
Golf	82%	83%	84%	85%	85%	85%	85%	86%	86%	87%	89%	89%	1,400
Gymnastics	80%	89%	86%	85%	87%	89%	93%	93%	93%	94%	95%	96%	134
Ice Hockey	80%	82%	82%	83%	84%	83%	85%	87%	88%	90%	92%	93%	171
Lacrosse	89%	90%	90%	90%	90%	91%	91%	91%	89%	91%	91%	91%	1,799
Skiing	83%	84%	84%	82%	84%	91%	94%	90%	88%	89%	87%	88%	52
Soccer	81%	82%	84%	82%	83%	84%	84%	86%	86%	86%	87%	88%	7,262
Softball	80%	81%	82%	81%	81%	81%	82%	82%	83%	84%	85%	87%	6,412
Swimming	85%	87%	88%	87%	85%	86%	87%	89%	89%	90%	91%	91%	1,789
Tennis	83%	86%	86%	86%	86%	87%	88%	89%	90%	90%	90%	91%	1,895
Volleyball	79%	80%	82%	82%	84%	85%	85%	86%	87%	87%	88%	88%	4,859
Water Polo	88%	89%	91%	86%	86%	88%	87%	88%	87%	85%	84%	86%	201

\* 2020 reporting year represents 2010-13 cohorts; 2019 represents 2009-12 cohorts, etc.

# Single-Year Division II Academic Success Rates

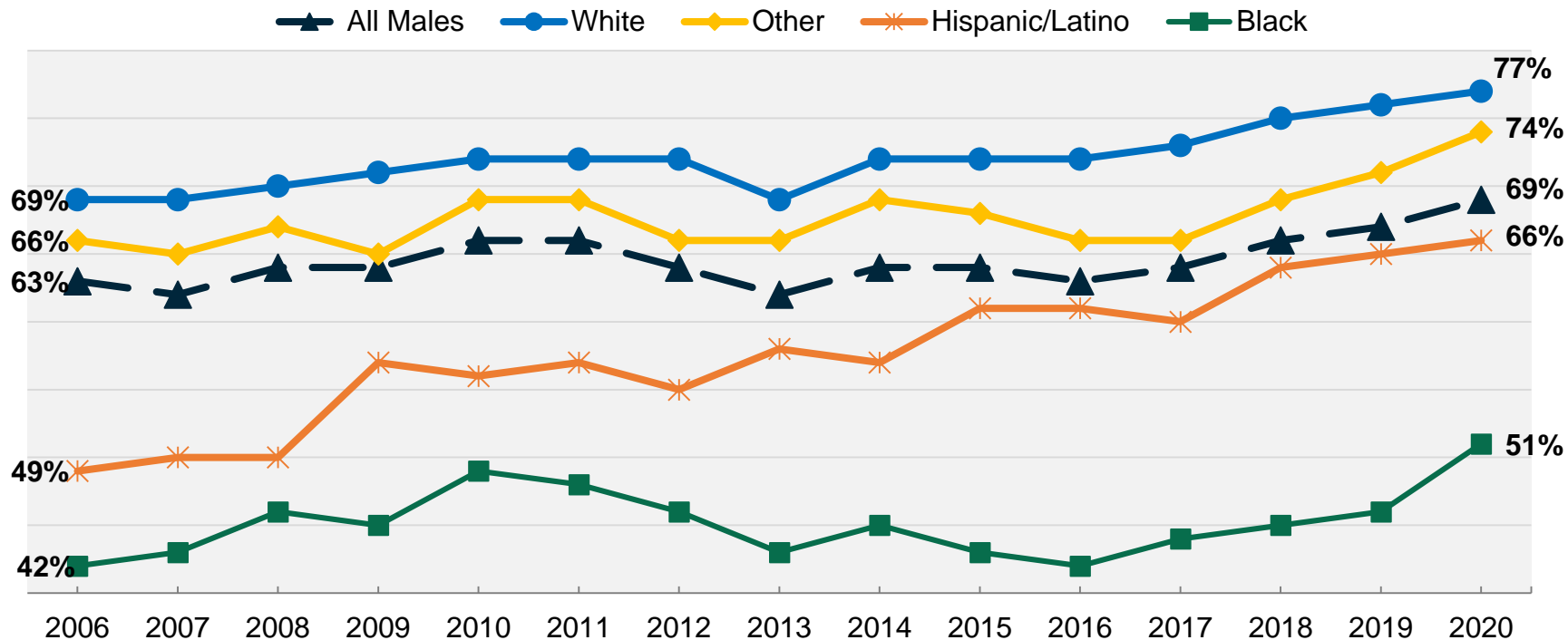
Overall and by Gender



\* 2020 reporting year represents 2013-14 cohort; 2019 represents 2012-13 cohort, etc.

# Single-Year Division II Academic Success Rates for Male Student-Athletes

By Race/Ethnicity

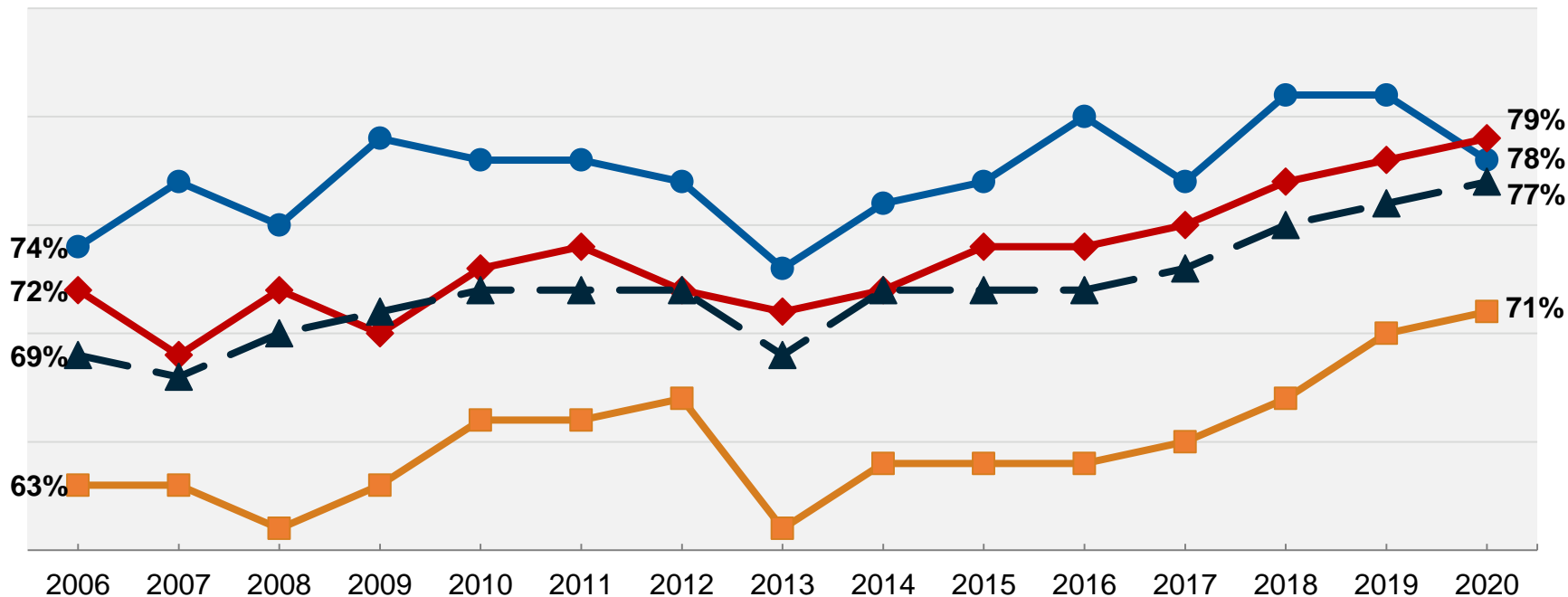


\* 2020 reporting year represents 2013-14 cohort; 2019 represents 2012-13 cohort, etc.

# Single-Year Division II Academic Success Rates for White Male Student-Athletes

By Sport

Track Baseball All White Males Football

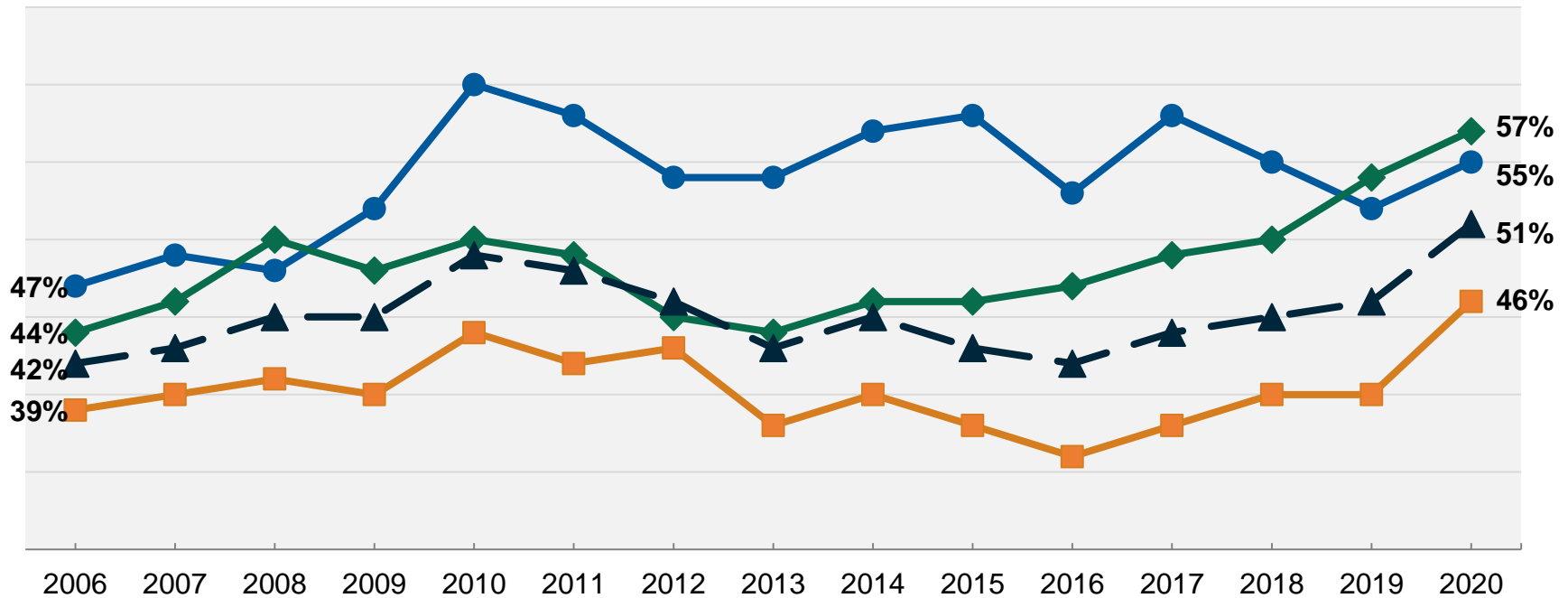


\* 2020 reporting year represents 2013-14 cohort; 2019 represents 2012-13 cohort, etc.

# Single-Year Division II Academic Success Rates for Black Male Student-Athletes

By Sport

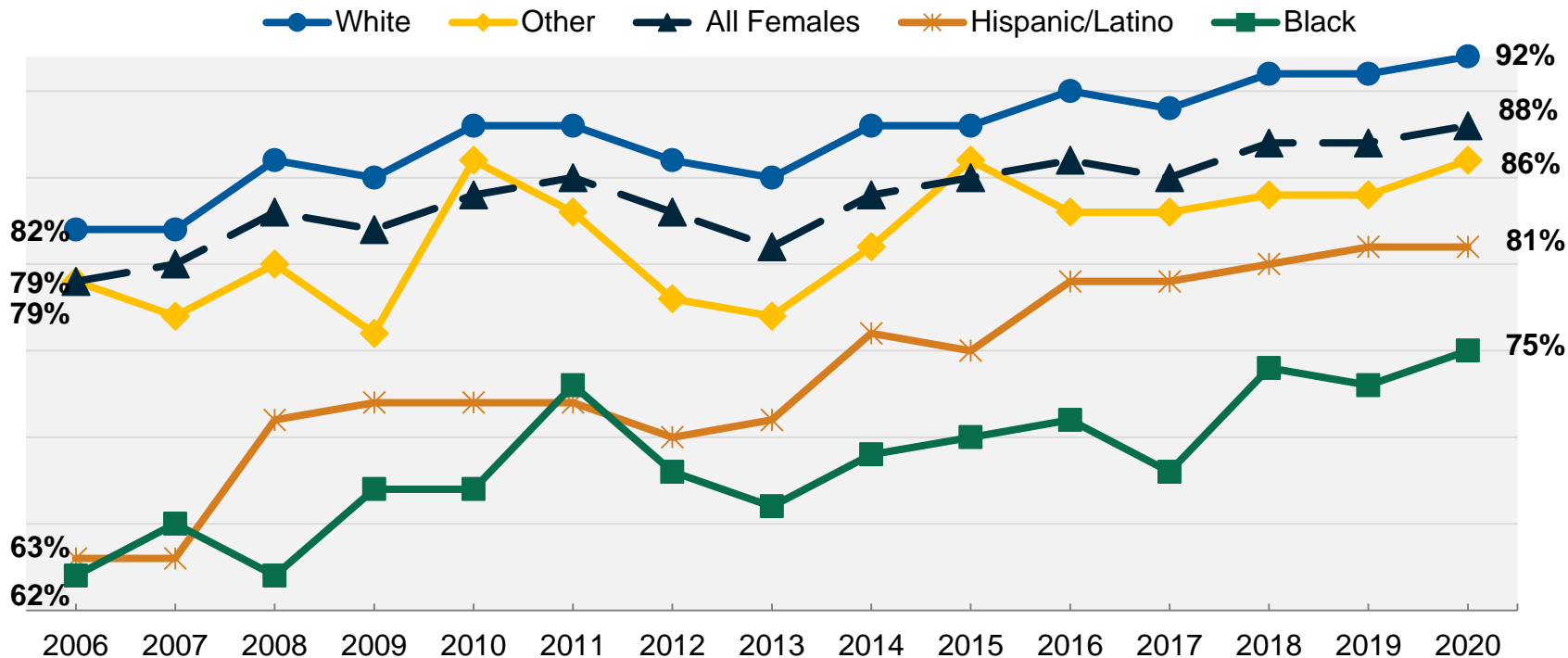
Track Basketball All Black Males Football



\* 2020 reporting year represents 2013-14 cohort; 2019 represents 2012-13 cohort, etc.

# Single-Year Division II Academic Success Rates for Female Student-Athletes

By Race/Ethnicity



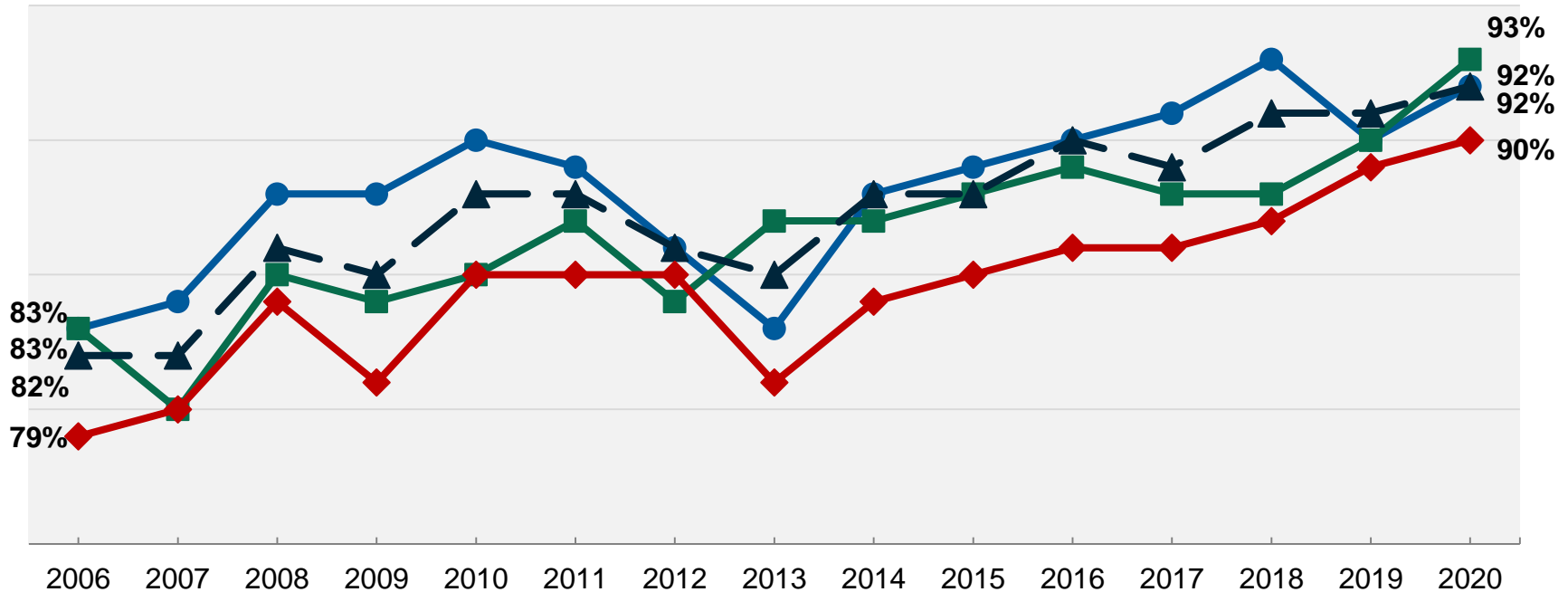
\* 2020 reporting year represents 2013-14 cohort; 2019 represents 2012-13 cohort, etc.



# Single-Year Division II Academic Success Rates for White Female Student-Athletes

By Sport

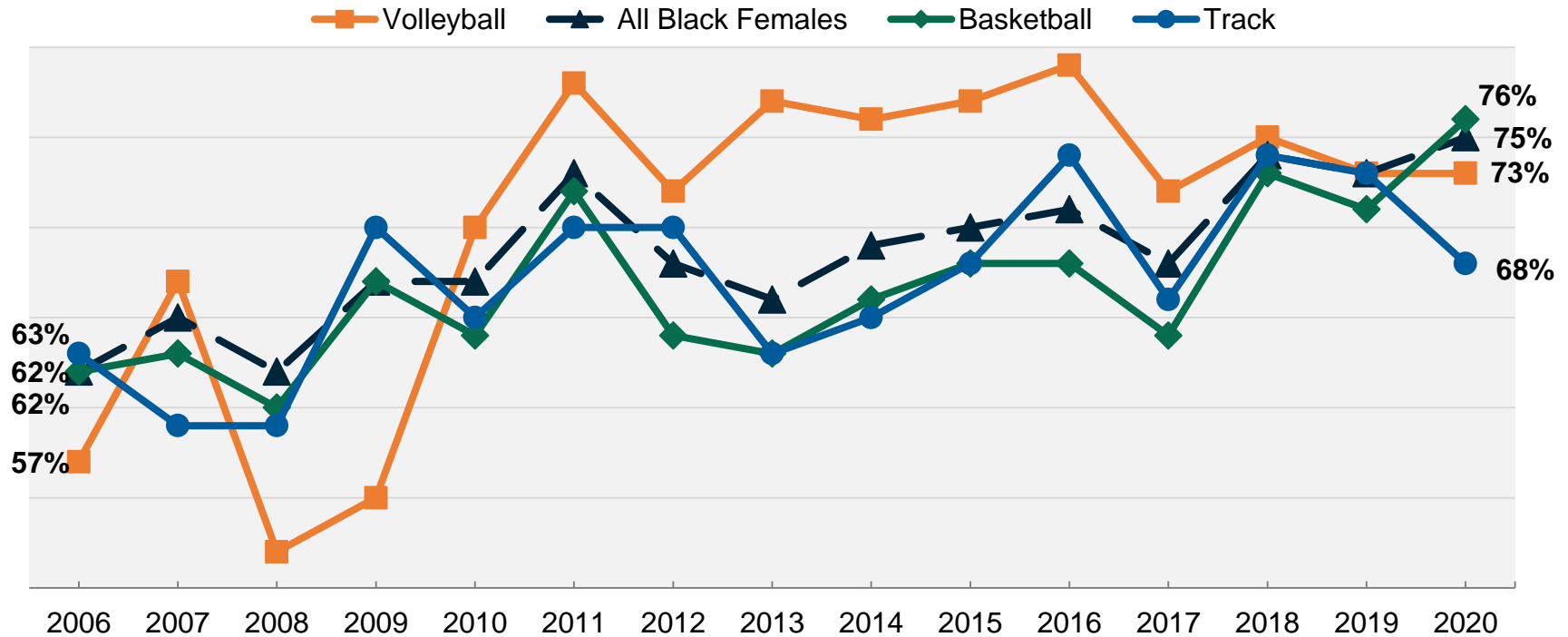
Track Soccer All White Females Softball



\* 2020 reporting year represents 2013-14 cohort; 2019 represents 2012-13 cohort, etc.

# Single-Year Division II Academic Success Rates for Black Female Student-Athletes

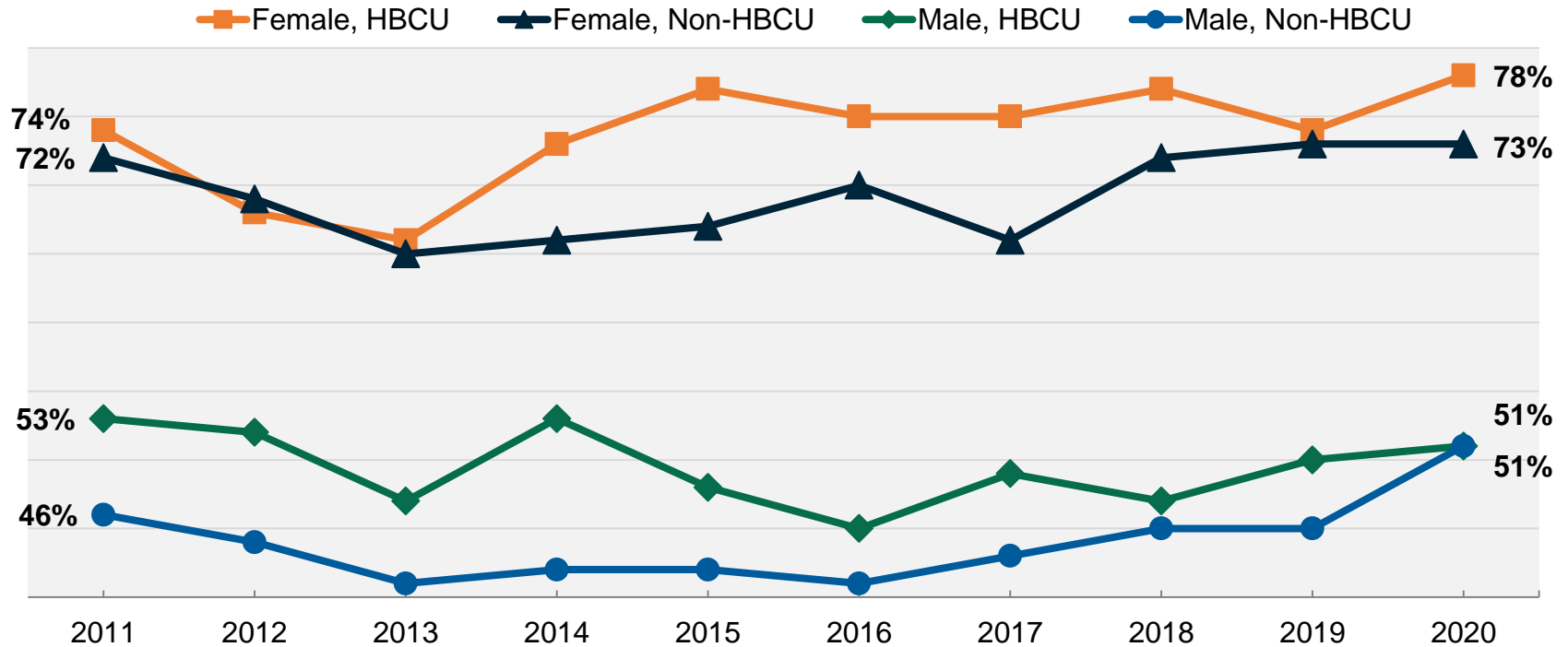
By Sport



\* 2020 reporting year represents 2013-14 cohort; 2019 represents 2012-13 cohort, etc.

# Single-Year Division II Academic Success Rates for Black Student-Athletes

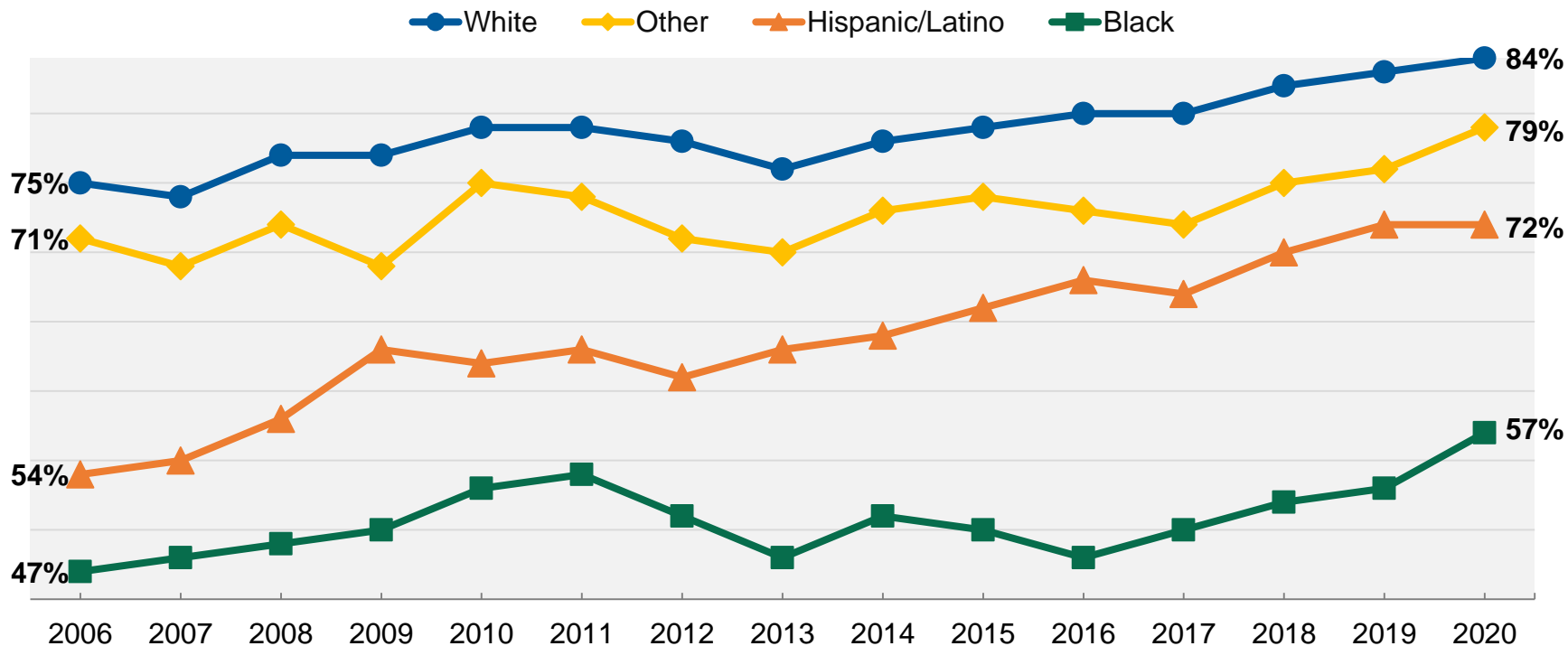
By Gender and HBCU Status



\* 2020 reporting year represents 2013-14 cohort; 2019 represents 2012-13 cohort, etc.

# Single-Year Division II Academic Success Rates

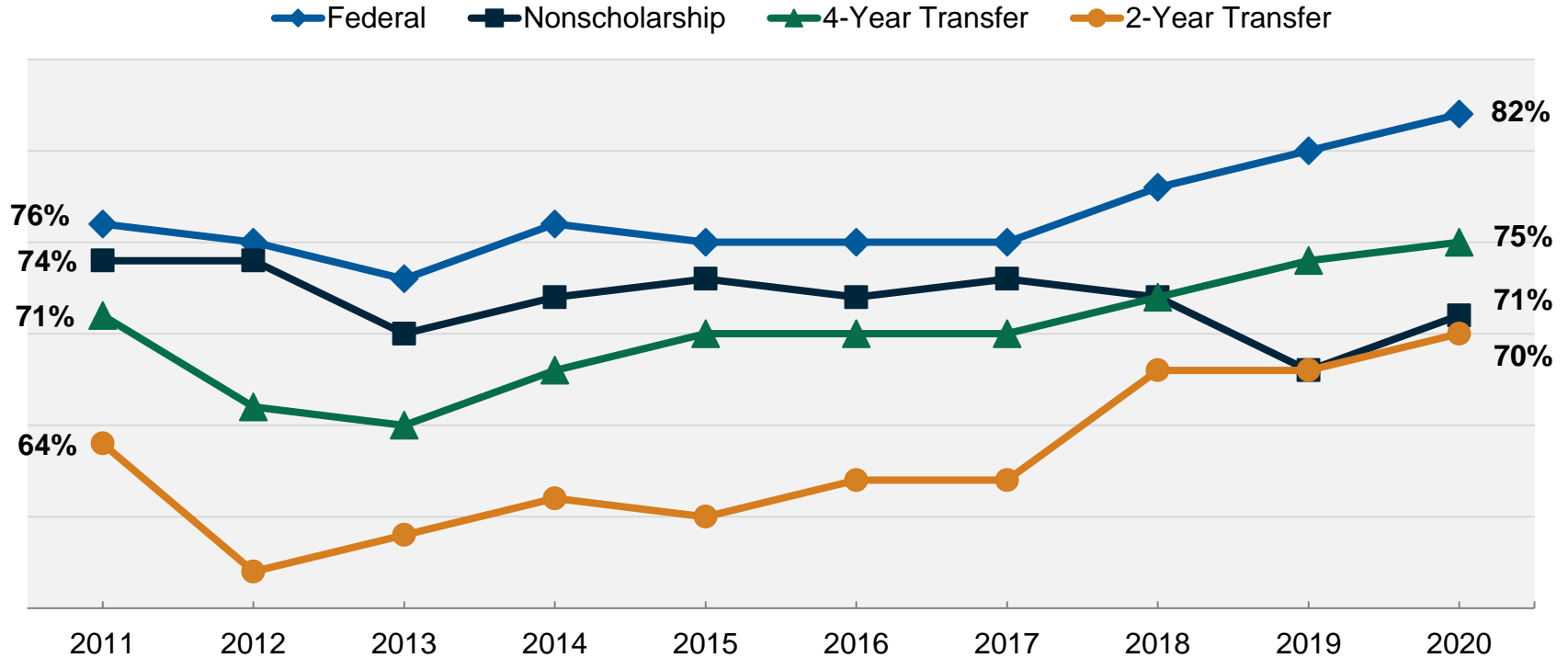
By Race/Ethnicity



\* 2020 reporting year represents 2013-14 cohort; 2019 represents 2012-13 cohort, etc.

# Single-Year Division II Academic Success Rates

By Student Type



\* 2020 reporting year represents 2013-14 cohort; 2019 represents 2012-13 cohort, etc.

# Trends in Federal Graduation Rates

# Federal Graduation Rate Trends for Div. II Men's Sports

## Four-Class Averages by Reporting Year\*

SPORT	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2020 N
Baseball	51%	51%	52%	51%	50%	50%	51%	51%	51%	53%	54%	56%	5,982
Basketball	46%	46%	46%	44%	44%	45%	45%	46%	46%	46%	48%	49%	3,396
Cross Country/Track	55%	55%	53%	53%	52%	53%	54%	55%	55%	56%	57%	57%	5,385
Fencing	50%	50%	50%	50%	67%	90%	89%	82%	82%	77%	69%	63%	8
Football	43%	43%	43%	42%	41%	41%	41%	40%	40%	41%	42%	44%	14,303
Golf	55%	55%	56%	56%	56%	56%	56%	55%	56%	57%	57%	59%	1,895
Ice Hockey	51%	51%	50%	50%	53%	57%	64%	66%	67%	69%	69%	70%	311
Lacrosse	59%	57%	56%	57%	54%	53%	54%	51%	51%	53%	52%	54%	1,351
Rifle (Mixed M/W)	50%	100%	50%	58%	78%	72%	77%	68%	62%	71%	72%	75%	65
Skiing	47%	46%	42%	43%	52%	59%	57%	58%	54%	62%	67%	70%	43
Soccer	50%	51%	52%	52%	53%	53%	52%	53%	53%	52%	54%	55%	4,167
Swimming	60%	57%	60%	59%	60%	61%	61%	61%	61%	62%	64%	64%	1,017
Tennis	60%	60%	59%	56%	55%	57%	58%	60%	62%	63%	63%	64%	1,112
Volleyball	42%	40%	40%	46%	54%	54%	56%	54%	56%	54%	56%	53%	210
Water Polo	58%	61%	54%	53%	53%	50%	53%	57%	58%	65%	60%	55%	76
Wrestling	50%	48%	48%	45%	40%	40%	39%	40%	42%	43%	46%	49%	1,385

\* 2020 reporting year represents 2010-13 cohorts; 2019 represents 2009-12 cohorts, etc.

# Federal Graduation Rate Trends for Div. II Women's Sports

## Four-Class Averages by Reporting Year\*

SPORT	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2020 N
Basketball	60%	60%	61%	60%	59%	60%	58%	58%	58%	60%	61%	62%	4,010
Bowling	69%	83%	76%	59%	61%	62%	63%	61%	58%	56%	57%	62%	145
Crew	50%	53%	55%	63%	64%	69%	72%	72%	73%	75%	77%	71%	375
Cross Country/Track	64%	65%	66%	66%	64%	63%	64%	65%	67%	68%	69%	70%	5,942
Fencing	100%	100%	100%	100%	100%	100%	87%	91%	94%	94%	100%	100%	11
Field Hockey	80%	77%	79%	75%	77%	78%	78%	76%	74%	72%	74%	78%	473
Golf	64%	64%	65%	66%	65%	63%	64%	64%	66%	67%	68%	69%	1,272
Gymnastics	63%	62%	53%	51%	58%	66%	71%	74%	72%	74%	80%	80%	92
Ice Hockey	65%	64%	59%	60%	65%	66%	70%	74%	75%	79%	76%	78%	125
Lacrosse	79%	76%	76%	74%	72%	74%	72%	71%	70%	70%	71%	72%	1,515
Skiing	54%	57%	60%	57%	66%	77%	77%	78%	76%	74%	76%	76%	42
Soccer	64%	63%	63%	62%	62%	63%	64%	65%	66%	66%	67%	68%	6,021
Softball	63%	63%	62%	61%	61%	61%	61%	62%	62%	63%	64%	66%	4,977
Swimming	73%	74%	74%	72%	69%	70%	70%	72%	73%	73%	75%	75%	1,359
Tennis	65%	67%	66%	67%	68%	68%	69%	68%	69%	69%	69%	70%	1,513
Volleyball	61%	62%	62%	62%	64%	65%	65%	65%	64%	64%	66%	66%	4,221
Water Polo	52%	67%	67%	57%	54%	65%	64%	68%	70%	69%	75%	73%	135

\* 2020 reporting year represents 2010-13 cohorts; 2019 represents 2009-12 cohorts, etc.



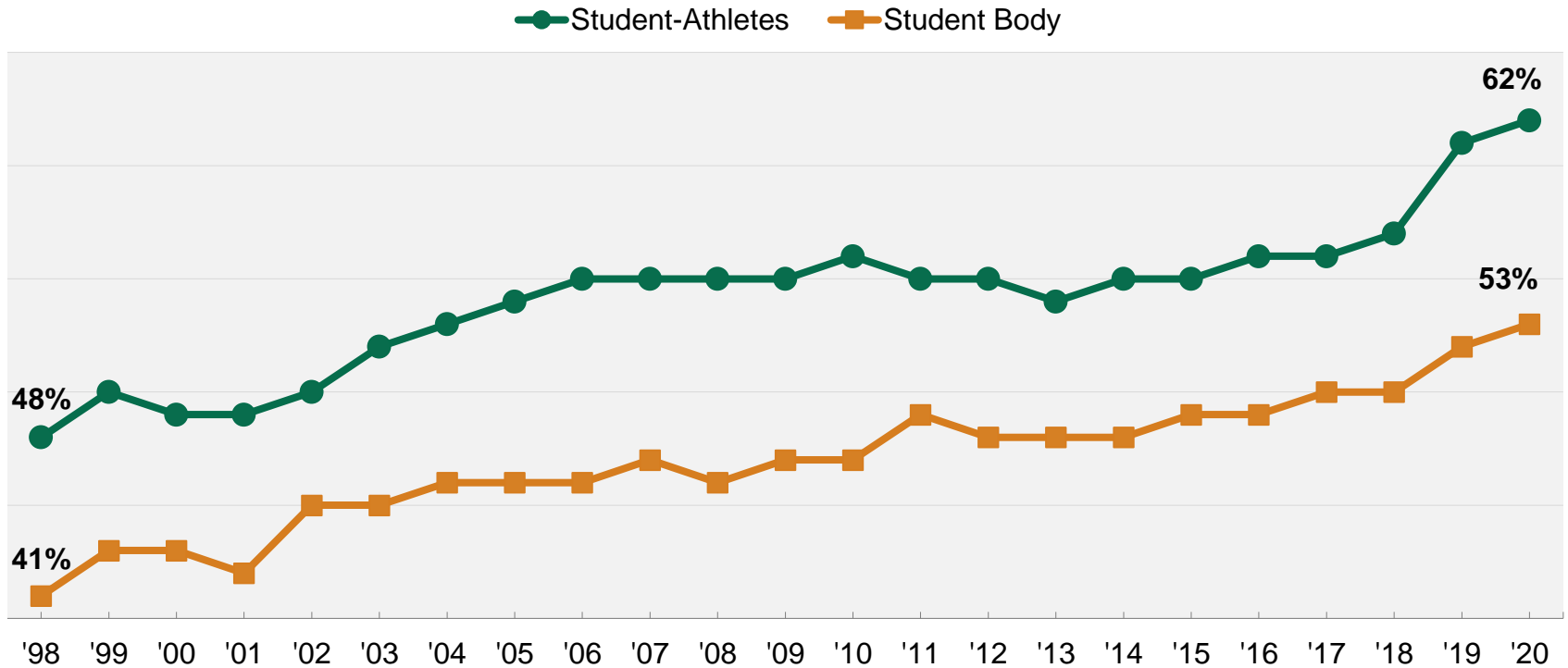
# Comparison of Federal Graduation Rates Between Scholarship Student-Athletes and Student Body

For Select Groups in 2020

	Student-Athletes	Student Body
Overall	62% +1	53% +1
Men	54%	48% +1
Women	70% +1	56% +1
White	66%	57% +1
Black	45% +1	37% +2
White Males	60%	52% +1
Black Males	40% +1	31% +2
White Females	73% +1	61% +2
Black Females	58% -1	41% +1

Notes: 2013 freshman cohorts; numbers in red are percentage changes from 2012

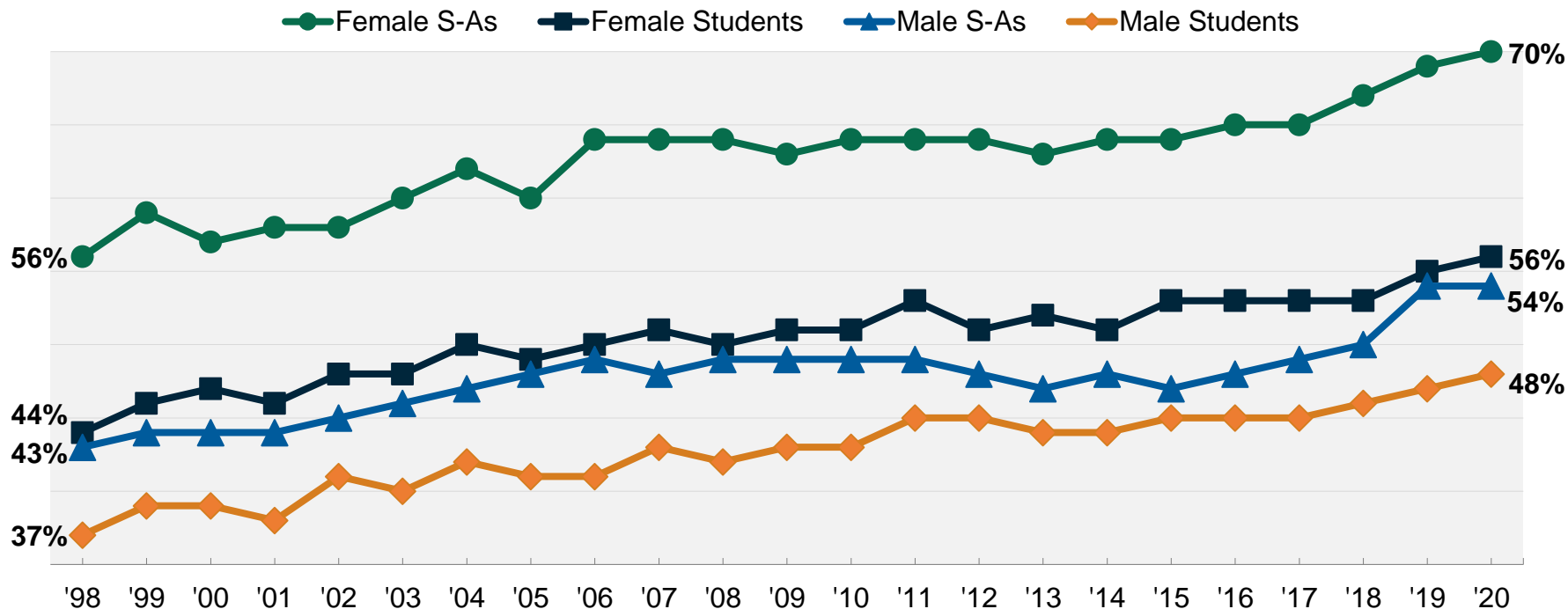
# Federal Graduation Rates of Scholarship Student-Athletes versus All Students at Division II Schools



\* 2020 reporting year represents 2013-14 cohort; 2019 represents 2012-13 cohort, etc.

# Federal Graduation Rates of Division II Scholarship Student-Athletes versus Division II Student Body

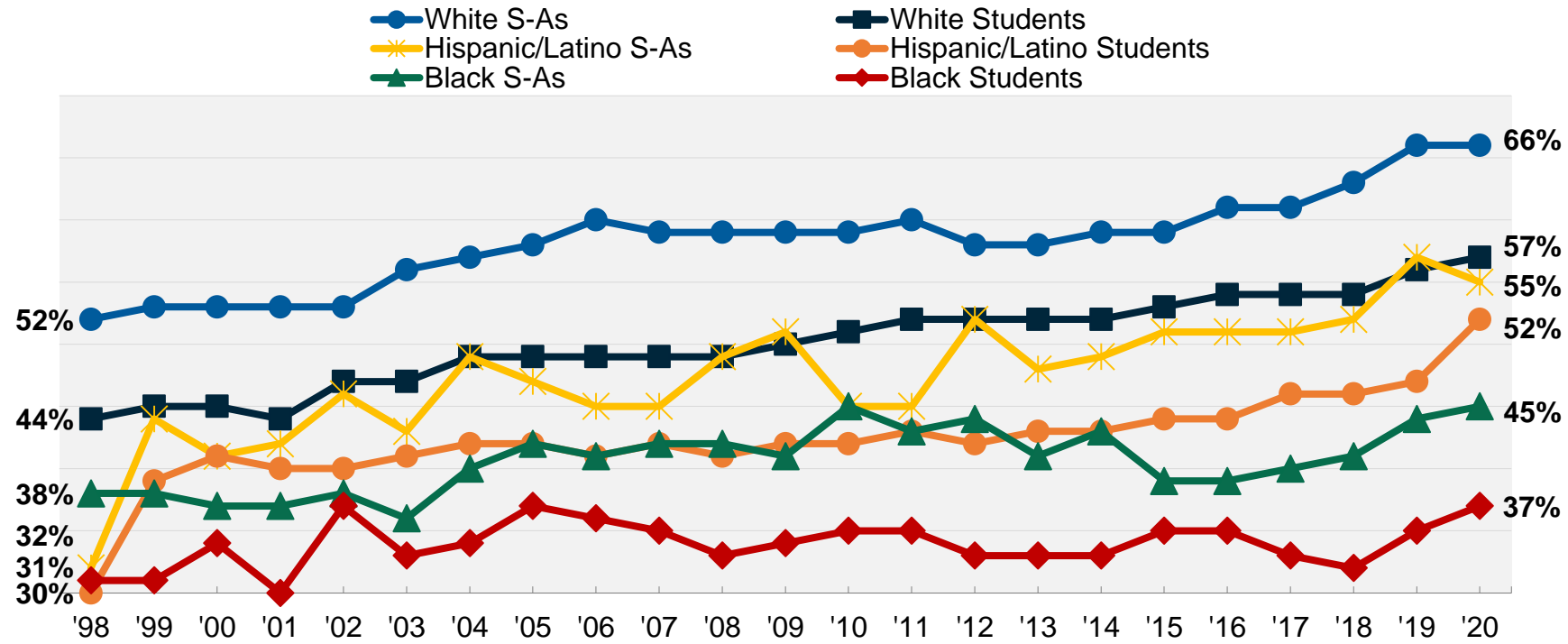
by Gender



\* 2020 reporting year represents 2013-14 cohort; 2019 represents 2012-13 cohort, etc.

# Federal Graduation Rates of Division II Scholarship Student-Athletes versus Division II Student Body

by Race/Ethnicity



\* 2020 reporting year represents 2013-14 cohort; 2019 represents 2012-13 cohort, etc.





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# TRANSFER PORTAL

# KEY POINTS ABOUT THE TRANSFER PORTAL



The transfer portal was implemented to ensure compliance with student-athlete / coach communication and for compliance administrators to systematically manage the transfer process.



With the adoption of notification of transfer replacing permission to contact, Division II was required to use the transfer portal for notification of transfer starting August 1, 2020.



The student-athlete's notification of transfer is entered in the transfer portal by the compliance administrator at the student-athlete's request.



The compliance office can grant access for coaches to view the notification of transfer. Coaches do not have access to the transfer tracer. The tracer includes the student-athlete's academic and athletic history for eligibility certification.

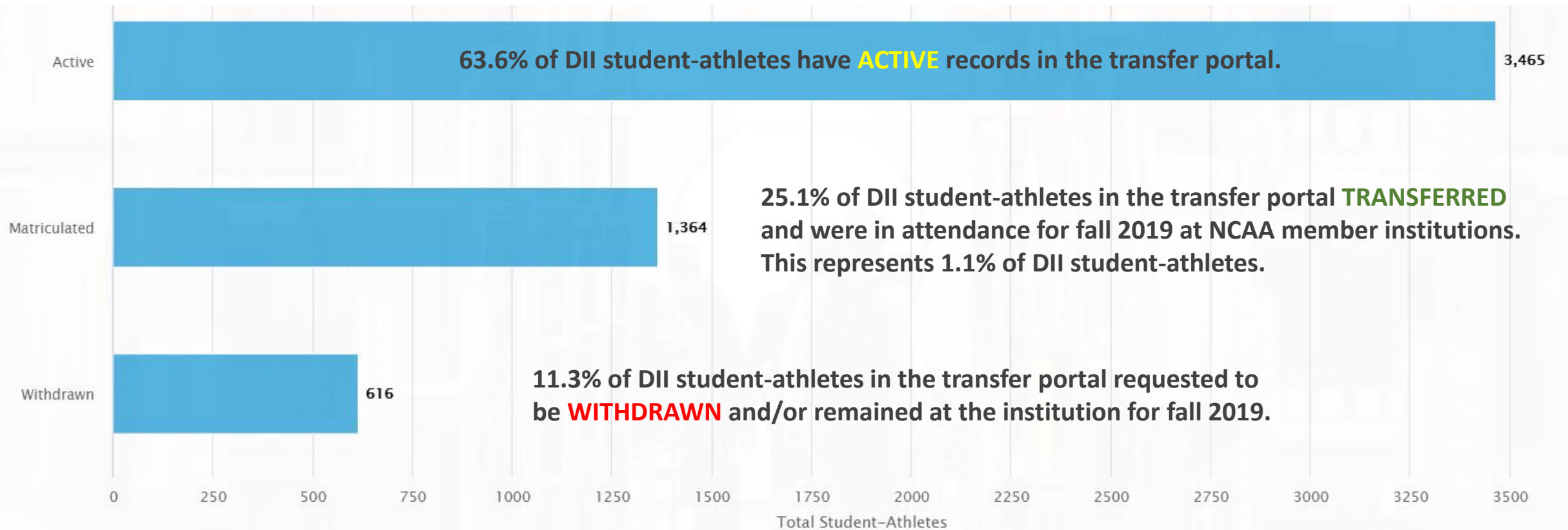


# DIVISION II DATA SUMMARY

**2018-19 ACADEMIC YEAR**  
Transfer Portal Records from  
October 15, 2018 – July 31, 2019

*\*Division II voluntary but encouraged use of the transfer portal*

**5,445** DIVISION II STUDENT-ATHLETES ENTERED THE TRANSFER PORTAL (**4.4%** of DII STUDENT-ATHLETES)



*Data is based on information entered in the transfer portal by member institutions.*

**Data as of 1/1/2021**

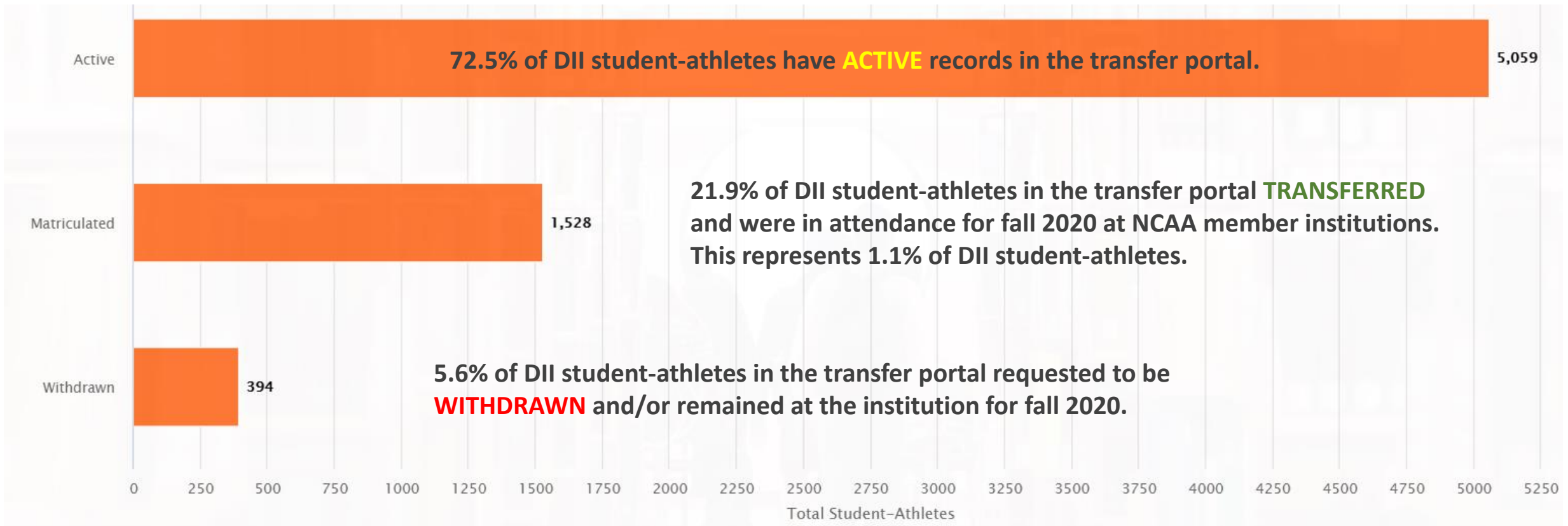
# DIVISION II DATA SUMMARY

**2019-20 ACADEMIC YEAR**  
Transfer Portal Records from  
August 1, 2019 – July 31, 2020

*\*Division II voluntary but encouraged use of the transfer portal*

**6,981** DIVISION II STUDENT-ATHLETES ENTERED THE TRANSFER PORTAL (**5.6%** of DII STUDENT-ATHLETES)

- **73%** SCHOLARSHIP STUDENT-ATHLETES / **27%** NON-SCHOLARSHIP STUDENT-ATHLETES
- **90%** UNDERGRADUATE STUDENT-ATHLETES / **10%** GRADUATE STUDENT-ATHLETES



*Data is based on information entered in the transfer portal by member institutions.*

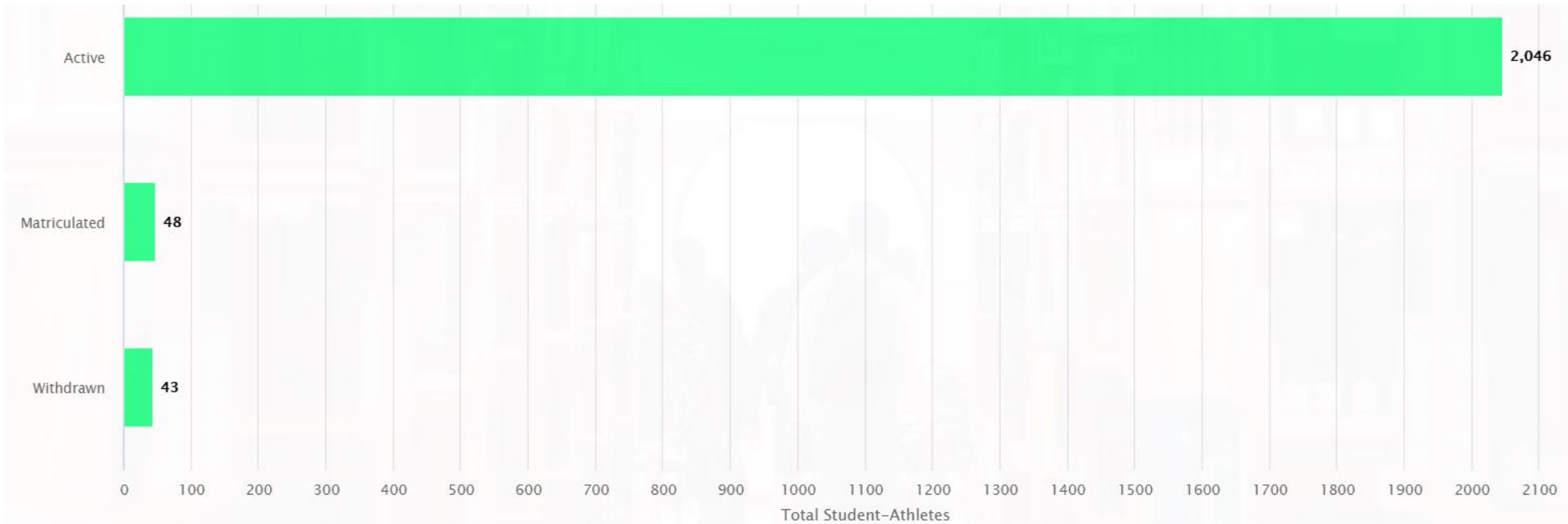
**Data as of 1/1/2021**

# DIVISION II DATA SUMMARY

**2020-21 ACADEMIC YEAR**  
Transfer Portal Records from  
August 1, 2020 – July 31, 2021

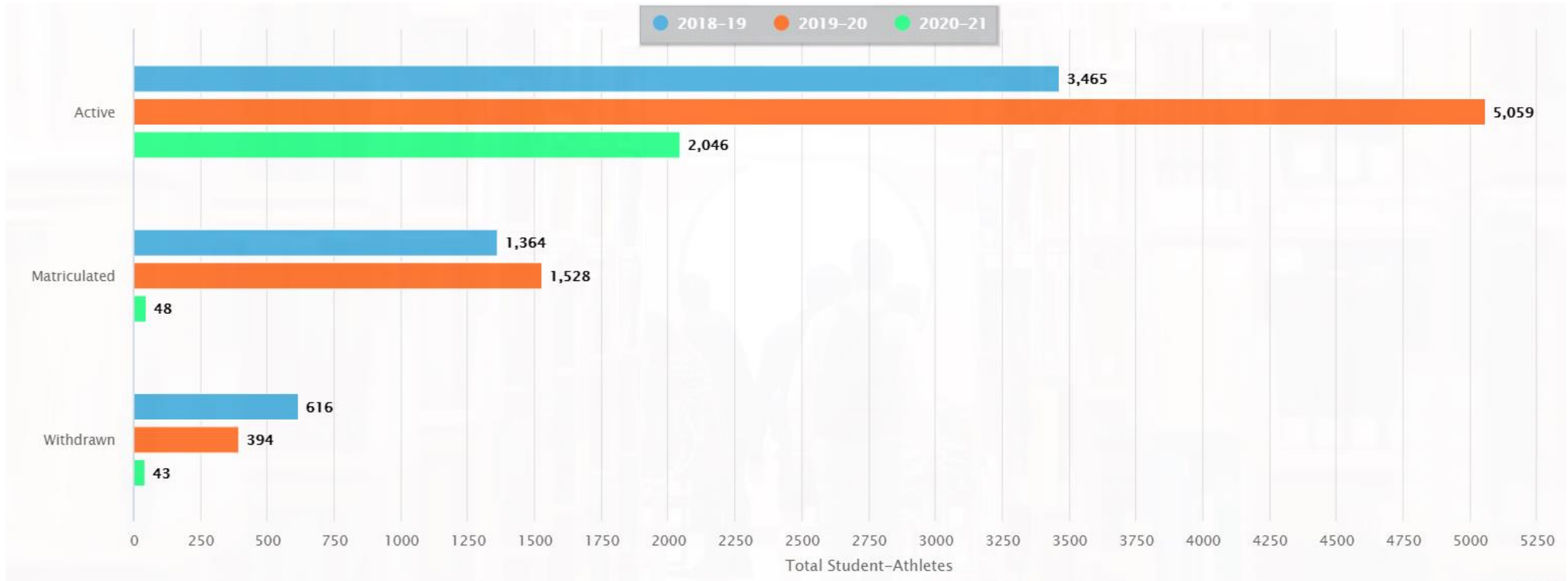
*\*Division II required use of the transfer portal*

**2,137** DIVISION II STUDENT-ATHLETES ENTERED THE TRANSFER PORTAL (Data as of **JANUARY 1, 2021**)



*Data is based on information entered in the transfer portal by member institutions.*

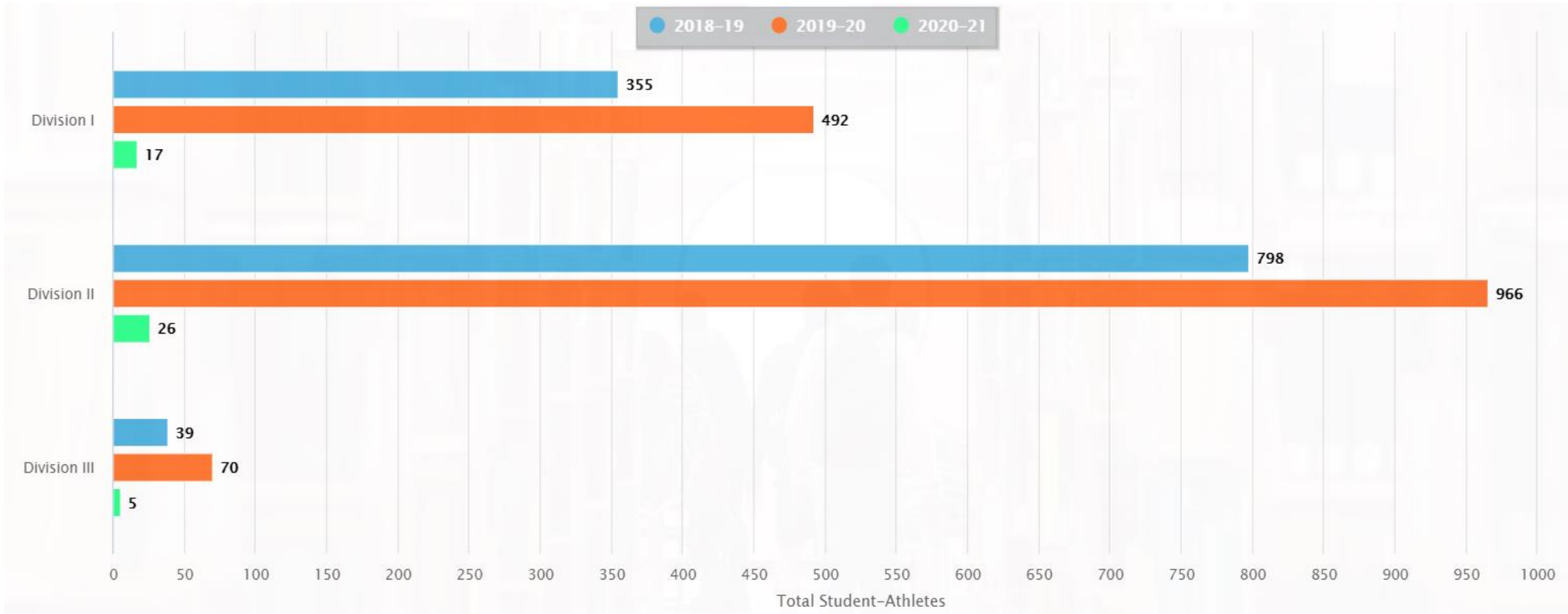
# DIVISION II DATA SUMMARY



*Data is based on information entered in the transfer portal by member institutions.*

***Data as of 1/1/2021***

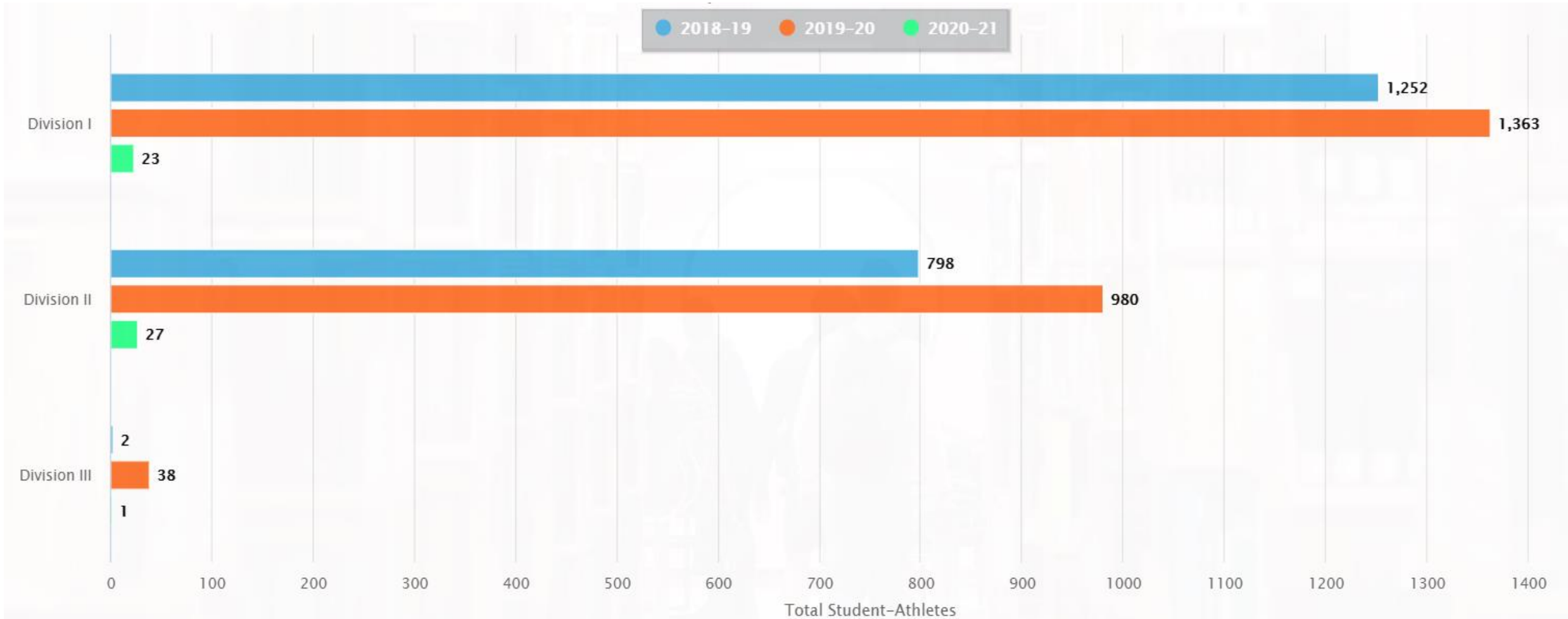
# DIVISION II STUDENT-ATHLETES TRANSFER TO:



*Data is based on information entered in the transfer portal by member institutions.*

***Data as of 1/1/2021***

# STUDENT-ATHLETES TRANSFER TO DIVISION II FROM:



*Data is based on information entered in the transfer portal by member institutions.*

***Data as of 1/1/2021***

# Data reports available in the transfer portal

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Student-Athlete Status  
Entry by Month

Transfers to Division  
Transfers from Division



## Transfer Portal

- NOTIFICATION OF TRANSFER
- MY TRANSFERS
- OTHER TRANSFERS
- TRANSFER WATCH LIST
- DATA REPORTS**
- RESOURCES CONTACT US
- Settings icon

First, select the report name. Next, read the pop-up report description. You can then select specific data you want to see in the chart comparisons.

Report:

Year:

Sport:

Division:

Conference:

Institution:

## SUSAN PEAL

NCAA

*Director of Governance*



[speal@ncaa.org](mailto:speal@ncaa.org)



(317) 223-0705

# QUESTIONS

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**NCAA Government Relations Report**

December 2020

**Congressional Overview**

After recessing for more than a month to campaign for the general election, members of the U.S. Senate and House of Representatives returned to Washington D.C. on November 9, 2020 and November 16, 2020, respectively, for a post-election lame duck session. Lawmakers returned to work facing the possibility of a partial government shutdown if they are unable to agree on a spending package before December 11. During its final weeks in session, legislators will also attempt to reach an agreement on a coronavirus relief package after months of stalled negotiations.

As a backdrop to its legislative work, federal lawmakers have initiated preparations for the 117<sup>th</sup> Congress. Democrats will retain control of the House with a 222-211 seat majority heading into the new Congress, with the results of two races still to be determined. Partisan control of the Senate will be determined by the outcome of two run-off elections in Georgia to be held January 5, 2021.

Democrats and Republicans in the House have elected leaders for the 117<sup>th</sup> Congress. House Democrats reelected Rep. Nancy Pelosi (D-CA) as Speaker of the House, Rep. Steny Hoyer (D-MD) as Majority Leader and James Clyburn (D-SC) as Majority Whip. House Republicans reelected Rep. Kevin McCarthy (R-CA) as Minority Leader, Rep. Steve Scalise (R-LA) as Minority Whip and Rep. Liz Cheney (R-WY) as Conference Chairwoman. The Senate Republican leadership will remain the same with Sen. Mitch McConnell (R-KY) as Republican Leader, Sen. John Thune (R-SD) as Republican Whip, and Sen. John Barrasso (R-WY) as Conference Chairman. Senate Democrats also reelected Sen. Chuck Schumer (D-NY) as Democratic Leader, Sen. Dick Durbin (D-IL) as Democratic Whip and Patty Murray (D-WA) as Assistant Democratic Leader. The 117<sup>th</sup> Congress will convene on January 3, 2021.

With the 2020 general election dictating much of the activity in Washington, there has been limited legislative activity over the last several months. Despite the limited time in Washington, Members have continued to demonstrate interest in college athletics and the ability of student-athletes to be compensated for their name, image and likeness.

**Federal Issues**

**Name, Image, and Likeness**

Members of Congress in both chambers and both parties have spent substantial time and had much discussion on the issue of name, image and likeness (NIL) throughout 2020. During the year, four Senate hearings on NIL were conducted – two in the Commerce, Science and Transportation Committee, one in the Judiciary Committee and one in the Health, Education, Labor and Pensions Committee. We are also pleased that two NIL bills were introduced this year – one by Sen. Rubio (R-FL) and one by the bipartisan team of Cong. Gonzalez (R-OH) and Cong. Cleaver (D-MO). Both bills include language on the issues important to the NCAA and its membership including the Congressional priorities identified by the NCAA Board of Governors: ensuring state

preemption, establishing narrow protections for ongoing litigation and safeguarding the non-employment status of student-athletes. Although these bills did not make it through the legislative process, it is expected that they will be reintroduced early in the next session.

Other Members of Congress have also been working on legislation related to NIL. Senators Wicker and Moran, Chairmen of the Commerce Committee and Subcommittee that have jurisdiction over sports, have expressed interest in introducing their own legislation. It is very clear that both Senators have concerns with the myriad of state activity taking place and the need to have a uniform standard for student-athletes.

NCAA government relations staff has continued its outreach to congressional offices to educate Members and staff on Association efforts to modernize rules related to NIL. Messaging has focused on the NCAA's desire to partner with Congress to support efforts to modernize rules in college sports and the NIL Congressional priorities identified by the Board of Governors.

### **College Athlete Bill of Rights**

On August 14, 2020, Senators Booker (D-NJ) and Blumenthal (D-CT) announced their framework for a College Athlete Bill of rights, which has the stated goal to allow for fair and equitable compensation, enforceable health and safety standards and improved educational opportunities for all college athletes. This proposal would allow student-athletes to benefit from their NIL with minimal restrictions as well as benefit from revenue sharing opportunities with NCAA member school and conferences. The College Athlete Bill of Rights framework is supported by Chris Murphy (D-CT), Kristen Gillibrand (D-NY), Ron Wyden (D-OR), Mazio Hirono (D-HI), Kamala Harris (D-CA), Bernie Sanders (D-VT), Chris Van Hollen (D-MD) and Brian Schatz (D-HI). The legislation may be introduced before the end of the year, but then would need to be reintroduced next year.

### **State Issues**

In the state elections, Republicans held control of most state legislative chambers and governors' offices. In 24 states, Republicans will have control over the governor's office and both houses of the legislature having flipped the governor's mansion in Montana and both legislative bodies in New Hampshire. Democrats held both the legislature and governor's office in 15 states, and while the party did not lose control in any of those states, its hopes of flipping several Republican-led legislatures went unrealized. Eleven states will have divided governments in 2021, unchanged from 2020 - Democratic governors will need to work with Republican legislators in eight states, while Republican governors will need to work with Democratic lawmakers in three states.

### **Name, Image and Likeness**

State legislators continued to be interested in the issue of NIL during the fourth quarter of the year. To date, five states have passed legislation including, California, Colorado, Florida, Nebraska and New Jersey. The effective dates of each bill vary with Nebraska allowing its schools to choose a date prior to July 2023. The Florida legislation takes effect on July 1, 2021. The

California and Colorado laws take effect January 2023 and New Jersey has an effective date that becomes applicable in the fifth academic year following the date of enactment. There is also an active bill in Michigan that may pass before the end of the calendar year. This legislation has an effective date of December 2022.

Thirty one additional states have introduced legislation related to student-athlete NIL (AL, AZ, CT, GA, HI, IA, IL, KS, KY, LA, MA, MD, MI, MN, MO, MS, NC, NH, NM, NY, OK, OR, PA, RI, SC, TN, VA, VT, WA, WI, WV) and we expect that these bills will be reintroduced in the new legislative session next year.

### **Sports Wagering**

Efforts to legalize sports wagering continues in states throughout the country. Currently 20 jurisdictions are accepting wagers on athletic competitions (AR, CO, DC, DE, IA, IL, IN, MI, MS, MT, NH, NJ, NM, NV, NY, OR, PA, RI, TN, WV). Three additional states (NC, VA, WA) have legalized sports wagering and are in the process of developing regulations. Three states passed referenda in their November elections (LA, MD, SD) and will develop implementing legislation in the new year.

Twenty-one additional states (AK, AL, AZ, CA, CT, FL, GA, HI, KS, KY, MA, ME, MN, MO, ND, NE, OH, SC, TX, VT, WY) introduced legislation related to sports wagering and we expect these bills will be reintroduced in the new legislative session next year.

### **Transgender Athletes**

State legislators across the country demonstrated an interest this year in the issue of transgender rights and the fairness of competition within women's sports. In March, Idaho HB 500 - which prohibits college athletes who are born biologically male from competing in women's athletics events - was signed into law by Governor Little. Twenty-one additional states have introduced legislation related to the athletic participation of transgender athletes and seven of these states have bills which apply to college athletics (AZ, KY, LA, MS, NH, OH, WA). Lawmakers in these states will be required to reintroduce these proposals if they intend to pursue this legislation in the new legislative session next year.

### **Higher Education Associations**

NCAA government relations staff continues to build strong relationships with various higher education associations. The American Council on Education (ACE), the Association of Public and Land-grant Universities (APLU) and the National Association of Colleges and University Business Officers (NACUBO), among others, continue to provide guidance and support on issues of common interest, including ongoing and emerging COVID-related matters which impact students and student-athletes. The NCAA government relations office looks forward to continuing these mutually beneficial relationships to better formulate and further the NCAA's legislative goals.