ACTION ITEMS.

1. Legislative items.


(1) Recommendation. Adopt noncontroversial legislation to amend NCAA Division II Bylaw 12.4.2.2 (fee-for-lesson instruction) to specify that for violations of the fee-for-lesson instruction legislation in which the value of the benefit is $200 or less, the eligibility of the individual shall not be affected, conditioned on the individual repaying the value of the benefit to a charity of his or her choice.

(2) Effective date. Immediate.

(3) Rationale. Currently, violations of the fee-for-lesson instruction legislation, involving any dollar value, require an institution to file a student-athlete reinstatement request for the involved student-athlete to be eligible for competition. However, the NCAA student-athlete reinstatement staff typically reinstates the eligibility of the involved student-athlete based on repayment when the value of the impermissible compensation received is $200 or less. This change will reduce bureaucracies and increase efficiencies for institutions. It was also noted that impermissible compensation to student-athletes must continue to be reported to the NCAA enforcement staff. This proposed change is not retroactive to violations that occurred prior to the adoption of the legislative change.

(4) Estimated budget impact. None.

(5) Student-athlete impact. None.

b. Noncontroversial Legislation – NCAA Division II Bylaw 14.2.5.1.1 – Eligibility – Seasons of Competition: 10-Semester/15-Quarter Rule – Hardship Waiver – Administration of Hardship Waiver – Administration of Hardship Waiver for Injury or Illness Occurring at a Non-NCAA Institution – Elimination of Requirement to Apply for Hardship Waiver Through Conference Office or the NCAA Division II Committee on Student-Athlete Reinstatement.
1. **Recommendation.** Adopt noncontroversial legislation to eliminate Bylaw 14.2.5.1.1 (administration of hardship waiver for injury or illness occurring at a non-NCAA institution) specifying that an NCAA institution must apply for a hardship waiver through its conference office or, in the case of an independent institution, the NCAA Division II Committee on Student-Athlete Reinstatement, for a student-athlete who was previously granted a hardship waiver at the non-NCAA institution.

2. **Effective date.** Immediate, for a student-athlete who initially enrolls at a non-NCAA institution during the 2020-21 academic year and thereafter.

3. **Rationale.** Current legislation requires a Division II institution to file a hardship waiver with its conference for student-athletes who received an approved hardship waiver from a non-NCAA institution. A Division II institution should not have to file a hardship waiver with its conference office when the involved student-athlete previously received a hardship waiver from the non-NCAA institution. This recommendation aligns with proposed 2020 NCAA Convention legislation specific to seasons of competition involving student-athletes who transfer from a non-Division II institution. Finally, eliminating this requirement may reduce burden on compliance administrators and conference offices and enhance student-athlete well-being.

4. **Estimated budget impact.** None.

5. **Student-athlete impact.** None.

2. **Nonlegislative items.**

   - None.

**INFORMATIONAL ITEMS.**

1. **Discussion of season-of-competition waivers, competition while eligible involving documented coach’s misunderstanding.** The committee affirmed the current guideline and agreed staff should not impose a withholding condition when a season-of-competition—competition while eligible waiver is approved based on documented coach’s misunderstanding of the legislation.

2. **Update on waivers processes involving mental health diagnoses.** The committee received an update on the mental health waiver think tank, a collaboration between NCAA
waiver staff and NCAA Sport Science Institute, specific to waivers involving mental health diagnoses.

3. **Amateurism certification process case update.** The committee received an update on amateurism certification case decisions, including appeals heard by the committee, for the 2018-19 academic year.

4. **Review dollar-value withholding guidelines.** The committee amended its dollar-value withholding guideline as follows:

<table>
<thead>
<tr>
<th>Previous Guideline</th>
<th>Amended Guideline</th>
</tr>
</thead>
<tbody>
<tr>
<td>Greater than $200 to $400 = repayment and 10% withholding</td>
<td>Greater than $200 to $500 = repayment and 10% withholding</td>
</tr>
<tr>
<td>Greater than $400 to $700 = repayment and 20% withholding</td>
<td>Greater than $500 to $800 = repayment and 20% withholding</td>
</tr>
<tr>
<td>Greater than $700 = repayment and 30% withholding</td>
<td>Greater than $800 = repayment and 30% withholding</td>
</tr>
</tbody>
</table>

Based on the above amendment to the dollar-value withholding guidelines, the committee agreed to the same changes to its guideline for service learning.

5. **Review of 50% threshold in withholding guideline and use of a season of competition.** The committee reviewed its 50% withholding threshold guideline for cases involving limited participation by a student-athlete while ineligible for the entire season due to not meeting academic requirements or when the student-athlete should have been serving a year in residence. The committee updated its guideline to clarify that in situations in which the institution elects to apply the flexibility allowed by the 50% threshold guideline, the institution may not request a season of competition waiver for that season. Additionally, the committee directed staff to include as a condition of reinstatement that the student-athlete has used a season of competition for the season in question.

6. **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.

7. **Review repayment and service-learning plan ban policy.** The committee reviewed and affirmed its four-year ban policy for an institution whose student-athlete defaults on a repayment and/or service-learning plan.
8. **Review of flexible case decisions.** The committee reviewed staff decisions for which the staff provided relief from established case precedent and/or committee guidelines or where no case precedent existed.

9. **Amateurism certification process policies and procedures review.** The committee received an update specific to amateurism certification process changes effective beginning with the 2018-19 amateurism certification cycle.

10. **Review of policies and procedures.** The committee reviewed and approved revisions to the NCAA Division I, II and III Committees on Student-Athlete Reinstatement Policies and Procedures.

11. **Continuing education.** The Division II championships and alliances staff provided the committee with continuing education specific to Division II nullification.

12. **Division II summary of legislative actions.** The committee received an update on recently adopted Division II legislation.

13. **Review December 2018 governance report.** The committee reviewed and approved the report from its December 2018 in-person meeting.

14. **Division II strategic plan and governance update.** The committee received an update on the Division II strategic plan.

15. **Review philosophy statement.** The committee reviewed the student-athlete reinstatement philosophy statement.

16. **Litigation update.** The committee received a litigation update from NCAA vice president of law, policy and governance.

17. **Review Conflict of Interest Policy.** The committee reviewed its Conflict of Interest Policy.

18. **Other business.** The committee elected Daniel Mara, commissioner, Central Atlantic Collegiate Conference, as chair.

19. **Future meetings.** The committee established the following future meeting dates and locations:


   b. May 13-14, 2020, Indianapolis.
Committee Chair: Joel Isaacson, Michigan Technological University.
Staff Liaison(s): Danielle Teetzel, Academic and Membership Affairs.
Jess Rigler, Academic and Membership Affairs.
Julie Sargent, Academic and Membership Affairs.

<table>
<thead>
<tr>
<th>NCAA Division II Committee on Student-Athlete Reinstatement</th>
<th>June 11-12, 2019, Meeting</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Attendees:</strong></td>
<td></td>
</tr>
<tr>
<td>Teresa Clark, Cedarville University.</td>
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<tr>
<td>Marcus Grant, Central Intercollegiate Athletic Association.</td>
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<tr>
<td>Jessica Harbison-Weaver, California Collegiate Athletic Association.</td>
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<tr>
<td>Joel Isaacson, Michigan Technological University.</td>
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<tr>
<td>Daniel Mara, Central Atlantic Collegiate Conference.</td>
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<tr>
<td>Kate Pigsley, Southern New Hampshire University.</td>
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<tr>
<td><strong>Absentees:</strong></td>
<td>None.</td>
</tr>
<tr>
<td><strong>Guests in Attendance:</strong></td>
<td>None.</td>
</tr>
<tr>
<td><strong>NCAA Support Staff in Attendance:</strong></td>
<td>Jess Rigler, Julie Sargent and Danielle Teetzel.</td>
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<td><strong>Other NCAA Staff Members in Attendance:</strong></td>
<td>Geoff Bentzel, Stephanie Quigg and Molly Simons.</td>
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