



REPORT OF THE  
NCAA DIVISION II COMMITTEE FOR LEGISLATIVE RELIEF  
AUGUST 24, 2022, TELECONFERENCE

ACTION ITEMS.

1. Legislative items.

- None.

2. Nonlegislative items.

- **Division II Previously Approved Waiver Checklist -- No Participation Opportunity at Previous Institution.**

- (1) Recommendation. To update the previously approved waiver checklist, as specified. [See Attachment.]
- (2) Effective date. Immediate.
- (3) Rationale. For an institution or conference to self-apply the previously approved waiver checklist, the institution's or conference's circumstance(s) must appear on the list and the circumstance(s) must satisfy the specified criteria established for the particular approved waiver. If the circumstance(s) does not appear on the checklist or if the circumstance(s) does not satisfy the established criteria, the institution or conference may file an NCAA Division II Committee for Legislative Relief waiver on behalf of the student-athlete.

Since the addition of the “No Participation Opportunity at Previous Institution” to the previously approved waiver checklist, NCAA staff received questions regarding the application of the previously approved waiver for a four-year college transfer student-athlete who does not satisfy the requirements of the one-time transfer exception. Amending the previously approved waiver checklist to note that the “No Participation Opportunity at Previous Institution” self-applied waiver may be utilized by any student-athlete who obtains a signed No Participation Opportunity Form and is not able to utilize the one-time transfer exception, will provide clarity, reduce bureaucracy, ease the burden on compliance administrators and decrease the number of waivers received by staff.

- (4) Estimated budget impact. None.
- (5) Student-athlete impact. The updated checklist will provide additional flexibility for institutions and conferences to self-apply a waiver where a student-athlete did not have a participation opportunity at their previous institution, without the requirement of submitting a legislative relief waiver, overall expediting the process.

**INFORMATIONAL ITEMS.**

- **Future meeting dates.**
  - a. October 5, 2022; videoconference.
  - b. March 2023; videoconference.

*Committee Chair: Ellen Fagerstrom, Minnesota State University, Moorhead*  
*Staff Liaison(s): Jordan Lysiak, Academic and Membership Affairs*

<b>NCAA Division II Committee for Legislative Relief August 24, 2022, Teleconference</b>
<b>Attendees:</b>
Larry Earnesty, Millersville University of Pennsylvania.
Marlon Furlongue, St. Mary's University (Texas).
Amy Henkelman, Dominican University of California.
<b>Absentees:</b>
Ellen Fagerstrom, Minnesota State University, Moorhead.
<b>Guest in Attendance:</b>
None.
<b>NCAA Staff Liaisons in Attendance:</b>
Jordan Lysiak.
<b>Other NCAA Staff Members in Attendance:</b>
Olivia Beach, Stephanie Quigg, and Angela Red.