



REPORT OF THE NCAA DIVISION III MANAGEMENT COUNCIL
SUBCOMMITTEE FOR LEGISLATIVE RELIEF
AUGUST 25, 2023, VIDEOCONFERENCE

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

1. **Welcome and introductions.** The chair, Jason Verdugo, welcomed the subcommittee and introduced new members at 10:02 a.m. Eastern time and requested members review the roster for accuracy.
2. **Review of NCAA Division III Philosophy Statement.** NCAA staff provided the subcommittee with the Division III Philosophy Statement for review and the subcommittee took no action.
3. **Approval of March 2023 report.** The subcommittee reviewed and approved its March 24, 2023, videoconference report.
4. **Review of Division III Management Council Subcommittee for Legislative Relief Policies and Procedures.** Staff provided the subcommittee with its policies and procedures for review and the subcommittee took no action.
5. **Review of Division III Management Council Subcommittee for Legislative Relief Information Standards, Guidelines and Directives.** Staff provided the subcommittee with its information standards, guidelines and directives for review. The subcommittee approved minor edits to the Bylaw 14 section in order to provide consistency between the document and bylaw number updates for the 2023-24 academic year. Additionally, the subcommittee approved the addition of language in the graduate/postbaccalaureate student participation section, to reflect the earliest date that requests in this area may be processed.
6. **Review of Division III Subcommittee for Legislative Relief Previously Approved Waivers Checklist.** The subcommittee reviewed its previously approved waivers checklist, which provides flexibility for an institution to grant relief of NCAA legislation and submit a report to its conference office rather than filing a formal legislative relief waiver request. The subcommittee approved an addition to the checklist, permitting institutions to self-apply relief from the camps and clinics legislation in NCAA Bylaw 13.11.3.2 when Division III coaches are selected by their coaches association to work at invite-only, NCAA-sponsored events involving prospective student-athletes. The updated checklist will be published to LSDBi and distributed to the membership in the October 2023 Division III Monthly Update.

7. Review of cases decided February 1, 2023, through July 31, 2023, by staff and subcommittee. From February 1, 2023, through July 31, 2023, the subcommittee and/or staff received a total of 47 Division III waiver requests, 32 of which were decided and 15 of which were withdrawn or cancelled. The following is a summary of the decisions made by the staff and subcommittee:

- a. Staff approved 16 waivers, seven of which were approved with conditions. Of the 16 waivers approved, three waivers were approved based on totality of circumstances and/or student-athlete well-being and 12 waivers were approved based on the Subcommittee for Legislative Relief Information Standards, Guidelines and Directives. Nine cases were denied by staff and not appealed to the subcommittee; and
- b. Institutions appealed four staff denials to the subcommittee and the subcommittee affirmed the staff position in one case, while overturning the staff decision in three cases. Additionally, three blanket waiver cases were elevated to the subcommittee without a staff decision and approved.

The subcommittee also reviewed the case summaries for the three staff decisions approved with a rationale of totality of circumstances and/or student-athlete well-being. The subcommittee did not move to archive any cases from searchable precedent.

8. RSRO Case No. 1198979 – blanket waiver request for Olympic Trials in the sport of swimming. The subcommittee reviewed and approved a blanket legislative relief waiver request from the North Coast Athletic Conference to permit Division III swimming student-athletes who have either achieved or are within a specific percentage of the qualifying standards for the 2024 United States Olympic Trials for swimming to continue to train with their institutional coach outside of the declared playing season following the 2024 NCAA championships. The blanket relief also applies to international and paralympic student-athletes on an equivalent basis. Staff noted that similar blanket relief has been approved for the 2020/21, 2016 and 2012 Olympic Trials for swimming.

9. Discuss of Division III Bylaw 14.1.8 – graduate and postbaccalaureate student participation. The subcommittee engaged in an informal discussion about how changes to the Division III Philosophy Statement may have implications for the Division III definition of a season of participation and graduate/postbaccalaureate student participation. Pending the outcome of a 2024 NCAA Convention legislative proposal, the subcommittee will continue the discussion at its March 2024 videoconference.

10. Future meetings. The chair confirmed the day and time for the subcommittee's standing weekly appeal call. The chair also reminded the subcommittee of its upcoming March 2024 videoconference meeting.

11. Other business. The chair encouraged those looking to serve in the chair role following the 2024 NCAA Convention to communicate their interest to staff.

12. Adjournment. The subcommittee adjourned at 10:58 a.m. Eastern time.

Subcommittee Chair: Jason Verdugo, Hamline University.

Staff Liaisons: Corey Berg, Academic and Membership Affairs.

Becca Trovato, Academic and Membership Affairs.

NCAA Division III Management Council Subcommittee for Legislative Relief August 25, 2023, Videoconference	
Attendees:	
Cheryl Aaron, Wentworth Institute of Technology.	
Tom DiCamillo, State University of New York Athletic Conference.	
Rob Larson, Luther College.	
Angela Marin, University of Texas-Dallas.	
Keiko Price, Emory University.	
Bill Stiles, Alvernia University.	
Jason Verdugo, Hamline University.	
Absentees:	
Kate Corcoran, Cabrini University.	
NCAA Staff Support in Attendance:	
Corey Berg and Becca Trovato.	
Other NCAA Staff Members in Attendance:	
Kameron Jones, Jeff Myers and Bill Regan.	