



**REPORT OF THE  
NCAA DIVISION III INTERPRETATIONS AND LEGISLATION COMMITTEE  
MAY 6, 2020, VIDEOCONFERENCE**

**ACTION ITEMS.**

- None.

**INFORMATIONAL ITEMS.**

1. **Review of the NCAA Board of Governors Federal and State Legislation Working Group Final Report and Recommendations dated April 17, 2020.** The committee reviewed its proposed NIL legislative concepts with the final findings in the referenced report. The committee agreed that the concepts were primarily consistent with the findings in the report and engaged in additional review of the following topics:
  - a. Categories of inappropriate promotional activities (e.g., alcohol, tobacco and sports gambling). The Committee discussed whether the legislative concepts should specifically preclude certain types of promotional activities as they may be inconsistent with the NCAA membership's values. The committee agreed that certain categories would be inappropriate but defining those categories should be left to the discretion of the institution. The committee acknowledged that policy initiated by the NCAA could be incorporated into the final proposal but was opposed to legislatively defining a specific list of inappropriate categories.
  - b. Use of institutional intellectual property (e.g., trademarks, logos). The committee confirmed its position that Division III student-athletes should be permitted to use institutional intellectual property for NIL activities in the same manner that students at the institution may use the institution's intellectual property.
  - c. Pre-enrollment uses of NIL. The committee agreed that this issue deserves more attention and discussion. As a standard for the concepts going forward, prospective student-athletes should not be held to a higher standard than student-athletes.
  - d. Reporting and monitoring implications associated with legislative concepts. The committee discussed the potential compliance burden associated with implementing the concepts. The committee recognized that there would have to be significant stress on educating its student-athletes, staff and boosters. The committee also discussed potential ways a third-party administrator could assist with compliance.
2. **Adjournment.** The committee adjourned at 12:30 p.m. Eastern time.

*Committee Chair:* Angie Morenz, Blackburn College  
*Staff Liaisons:* Jeff Myers, Academic and Membership Affairs  
Kaitlyn Purcell, Academic and Membership Affairs  
Bill Regan, Academic and Membership Affairs

NCAA Division III Interpretations and Legislation Committee May 6, 2020, Videoconference	
<b>Attendees:</b>	
Amy Backus, Case Western Reserve University.	
Matt Hill, University of Northwestern – St. Paul.	
Allie Littlefox, Mills College.	
Angie Morenz, Blackburn College.	
Joseph Pavlow, Rosemont College.	
Patrick B. Summers, New England Women's & Men's Athletic Conference.	
Mila C. Su, Plattsburgh State University of New York.	
Anthony Francois, John Jay College of Criminal Justice.	
<b>Absentees:</b>	
None.	
<b>NCAA Staff Liaisons in Attendance:</b>	
Jeff Myers, Kaitlyn Purcell and Bill Regan.	
<b>Other NCAA Staff Members in Attendance:</b>	
Anyssa Barbosa, Dan Dutcher and Louise McCleary.	