



# **NCAA DIVISION III PRESIDENTS AND MANAGEMENT COUNCILS SUMMARY OF WINTER 2020 QUARTERLY MEETINGS**

## **KEY ACTION/DISCUSSION ITEMS:**

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<b>Division III Management Council January 22, 2020 Anaheim, California</b>	<b>Division III Presidents Council January 23, 2020 Anaheim, California</b>	<b>Division III Management Council January 25, 2020 Anaheim, California</b>
<p>Stevie Baker-Watson, DePauw University <i>[chair]</i>  Brad Bankston, Old Dominion Athletic Conference  Heather Benning, Midwest Conference <i>[vice chair]</i>  Stephen Briggs, Berry College  Chuck Brown, Pennsylvania State University Erie, the Behrend  Gerard Bryant, John Jay College of Criminal Justice  Jason Fein, Bates College  Sarah Feyerherm, Washington College (Maryland)  Samantha “Sammy” Kastner, Notre Dame of Maryland University  Lori Mazza, Western Connecticut State University  Scott McGuinness, Washington and Jefferson College  Tim Millerick, Austin College  Laura Mooney, Massachusetts College of Liberal Arts  Michelle Morgan, John Carroll University  Colby Pepper, Covenant College  Kate Roy, North Atlantic Conference  Kandis Schram, Maryville College (Tennessee)  Dennis Shields, University of Wisconsin, Platteville  Denise Udelhofen, Loras College  Michael Vienna, Emory University  Joseph Walsh, Great Northeast Athletic Conference</p>	<p>Teresa Amott, Knox College  Stevie Baker-Watson, DePauw University <i>[MC chair]</i>  Heather Benning, Midwest Conference <i>[MC vice chair]</i>  Javier Cevallos, Framingham State University  Katherine (Kate) Conway-Turner, Buffalo State, State University of New York  Mary-Beth Cooper, Springfield College  Margaret Drugovich, Hartwick College  Tiffany Franks, Averett University  William Fritz, College of Staten Island  Sue Henderson, New Jersey City University <i>[chair]</i>  Troy Hammond, North Central College  Robert Lindgren, Randolph-Macon College  Fayneese Miller, Hamline University  Tori Murden McClure, Spalding University <i>[vice chair]</i>  Kathleen Murray, Whitman College  Elsa Nunez, Eastern Connecticut State University  Troy Paino, University of Mary Washington  Kent Trachte, Lycoming College</p>	<p>Cheryl Aaron, Wentworth Institute of Technology  Heather Benning, Midwest Conference <i>[chair]</i>  Stephen Briggs, Berry College  Charles (Chuck) Brown, Pennsylvania State University Erie, the Behrend  Gerard Bryant, John Jay College of Criminal Justice  Jason Fein, Bates College  Sarah Feyerherm, Washington College (Maryland)  Matt Hill, University of Northwestern – St. Paul  Catherine “Cat” Lanigan, Juniata College  Lori Mazza, Western Connecticut State University  Scott McGuinness, Washington and Jefferson College  Tim Millerick, Austin College  Laura Mooney, Massachusetts College of Liberal Arts  Michelle Morgan, John Carroll University  Colby Pepper, Covenant College  Kandis Schram, Maryville College (Tennessee)  Dennis Shields, University of Wisconsin, Platteville  Denise Udelhofen, Loras College  Michael Vienna, Emory University  Joseph Walsh, Great Northeast Athletic Conference  Michelle Walsh, Vassar College</p>
<b>OTHER PARTICIPANTS</b>	<b>OTHER PARTICIPANTS</b>	<b>OTHER PARTICIPANTS</b>
<p>Mark Aiken, NCAA  Lydia Bell, NCAA  Dan Dutcher, NCAA  Brian Hainline, NCAA  Eric Hartung, NCAA  Jessica Kerr, NCAA  Debbie Kresge, NCAA, <i>recording secretary</i>  Louise McCleary, NCAA</p>	<p>Mark Aiken, NCAA  Dan Dutcher, NCAA  Davie Jane Gilmore, Pennsylvania College of Technology  Brian Hainline, NCAA  Eric Hartung, NCAA  Jessica Kerr, NCAA  Debbie Kresge, NCAA, <i>recording secretary</i></p>	<p>Dan Dutcher, NCAA  Eric Hartung, NCAA  Debbie Kresge, NCAA, <i>recording secretary</i>  Louise McCleary, NCAA  Jeff Myers, NCAA  Bill Regan, NCAA  Adam Skaggs, NCAA  Kiana Verdugo, NCAA  Jeremy Villanueva, NCAA</p>

OTHER PARTICIPANTS, cont.	OTHER PARTICIPANTS, cont.	OTHER PARTICIPANTS, cont.
<p>Jeff Myers, NCAA John Parsons, NCAA Tom Paskus, NCAA Laura Peterson, NCAA Bill Regan, NCAA Adam Skaggs, NCAA Liz Suscha, NCAA Kiana Verdugo, NCAA Jeremy Villanueva, NCAA</p>	<p>Louise McCleary, NCAA Jeff Myers, NCAA John Parsons, NCAA Bill Regan, NCAA Frank Sanchez, Rhode Island College James Schmidt, University of Wisconsin, Eau Claire Adam Skaggs, NCAA Kiana Verdugo, NCAA Jeremy Villanueva, NCAA</p>	

**1. WELCOME AND ANNOUNCEMENTS.**

January 22 Management Council. The meeting was called to order at 8:01 a.m. by the chair, Stevie Baker-Watson. Baker-Watson welcomed the Council and reviewed the agenda.

Presidents Council. The meeting was called to order at 9:17 a.m. by the chair, President Sue Henderson. The chair welcomed existing Council members, incoming 2020 members Davie Jane Gilmour, Frank Sanchez and James Schmidt, and outlined the agenda.

January 25 Management Council. The meeting was called to order at 12:01 p.m. by the chair Heather Benning. The chair welcomed new Council members Cheryl Aaron, Matt Hill, Cat Lanigan, Michelle Walsh and Presidents Council chair Tori Murden-McClure.

**2. REVIEW OF RECORDS OF PREVIOUS MEETINGS.**

**a. Management Council Meetings – October 21-22, 2019.**

January 22 Management Council. The Management Council approved the summary of its October 21-22, 2019, meetings as presented.

Presidents Council. No action necessary.

**b. Presidents Council Meeting – October 29-30, 2019.**

January 22 Management Council. No action necessary.

Presidents Council. The Presidents Council approved the summary of its October 29-30, 2019, meetings as presented.

**c. Administrative Committee Actions.**

January 22 Management Council. The Management Council ratified the minutes of the November 6, November 7, and November 12, 2019, Administrative Committee actions.

Presidents Council. The Presidents Council ratified the minutes of the November 6, November 7, and November 12, 2019, Administrative Committee actions.

**3. COMMITTEE RECOMMENDATIONS AFFECTING DIVISION III.**

**a. Division III Joint Presidents Council/Management Council Committees or Subcommittees.**

**(1) Convention-Planning Subcommittee.**

**Staff Liaisons:**  
**Brown, McCleary,**  
**Spungen**

**Council Reps:**  
**Baker-Watson,**  
**Franks, McGuinness,**  
**Mazza, Pepper,**  
**Mooney, Schram**

**• 2020 NCAA Convention.**

January 22 Management Council. The Council reviewed the following Convention documents:

- Division III delegates schedule.
- Division III-specific discussion checklist.
- Division III Issues Forum agenda.
- Division III Business Session agenda.

The Council noted the format for the Issues Forum would include round table discussion and feedback on the recommendations of the Board of Governors' Federal and State Working Group (Name, Image and Likeness).

Presidents Council. No action was necessary.

**(2) Strategic-Planning and Finance Committee (SPFC).**

**(a) Division III Conference Grant Program.**

January 22 Management Council. The Council noted the following: 1) Two conferences reported grant use not in alignment with the Strategic Conference Grant Program policies and procedures; (2) Three conferences were selected for a Level II assessment, per policy; and (3) the Conference Grant Impact Form due date was extended from July 15 to August 1.

Presidents Council. No action was necessary.

**(b) Division III Strategic Plan Review.**

January 22 Management Council. The Council noted that once the Association releases its updated Strategic Plan, which is slated for early May, a subcommittee of the Division III Strategic Planning and Finance Committee (SPFC) will conduct a review of the Division III Strategic Positioning Platform.

Presidents Council. No action was necessary.

**Staff Liaisons:**  
**Aiken, Dutcher,**  
**Hartung, Kresge,**  
**McCleary, Myers,**  
**Spungen**

**Council Reps:**  
**Baker-Watson,**  
**Benning,**  
**Drugovich,**  
**Lindgren,**  
**Murden-McClure,**  
**Pepper, Roy,**  
**Shields Trachte,**  
**Walsh, Vienna**

(c) **Budget.**

January 22 Management Council. The Council reviewed the preliminary budget-to-actual for 2019-20 noting the committee approved a reallocation of \$112K to a miscellaneous account due to prior denial of two Division III staff requests (a new FTE and a reclassification). The Council also reviewed budget projections through 2023-24, noting the spending down of cash reserves beyond the minimum reserve policy, while maintaining the 75%/25% ratio of championships to non-championships spending through 2024.

The Council requested future data that would show the current year's budget compared to the prior year.

Presidents Council. No action was necessary.

(3) **Joint Legislative Steering Subcommittee.**

January 22 Management Council. The subcommittee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

b. **Management Council Subcommittees.**

(1) **Subcommittee for Legislative Relief.**

January 22 Management Council. The subcommittee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

(2) **Playing and Practice Seasons Subcommittee.**

January 22 Management Council. The subcommittee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

c. **Division III Committees.**

(1) **Championships Committee.**

January 22 Management Council. The Council heard the committee report and took no position on Proposal No. R-2020-12, the resolution regarding softball and baseball national championship timing. The resolution would encourage the Division III Softball and Baseball Committees to collaborate on a plan with the Division III Championships Committee to address concerns related to the compression of the seasons due to weather issues resulting in increased

Staff Liaisons:  
Dutcher,  
McCleary, Myers

Council Reps:  
Baker-Watson;  
Briggs, Cooper,  
Feyerherm, Fritz,  
Henderson,  
Millerick, Shields

Staff Liaisons:  
Purcell, Berg

Council Reps:  
Fein, Mazza,  
McGuinness, Roy,  
Udelhofen,  
Vienna

Staff Liaisons:  
Alford, Suscha,  
Romash

Council Reps:  
Bankston,  
Kastner, Mooney,  
Morgan, Schram,  
Vienna, Walsh

Staff Liaison:  
Peterson-Mylin-  
ski, Suscha

Council Reps:  
Baker-Watson,  
Bankston, Fein

missed games and class time. The resolution targets possible strategic implementation no later than the Spring 2023 season. The Council agreed that a plan also should account for additional factors such as budgetary impact. The Council also agreed to note during the Division III Business Session that relevant governance committees are already in the process of considering changes to championship timing in these sports.

Presidents Council. No action was necessary.

Staff Liaisons:  
Cooper,  
Elworth, Kleppel

Council Rep:  
Feyerherm

**(2) Committee on Infractions.**

January 22 Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaisons:  
Hartung, Alford

Council Rep:  
Schram

**(3) Financial Aid Committee.**

January 22 Management Council. The Council received an update on the committee's recent analysis of the graduate/post-graduate transfer student-athlete cohort. It also heard the committee's response to concerns with the recent changes by the National Association for College Admission Counseling (NACAC) to its code of ethics. Staff, at the direction of the committee, will send a letter to all Division III institutions highlighting the recent NACAC changes and the continuing need for compliance with Bylaw 15 (Financial Aid).

The Council received the Financial Aid Committee's report that identified 30 Level I Reviews this fall, 27 fewer than last year. The committee took the following actions: (1) Voted to take no action on 13 cases; and (2) Voted to forward 17 Level I cases to a Level II review, 15 fewer than last year.

Presidents Council. No action was necessary.

Staff Liaison:  
Walters

Council Rep:  
Fritz, Roy

**(4) Infractions Appeals Committee.**

January 22 Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaisons:  
Myers, Purcell,  
Regan

Council Rep:  
Morgan

**(5) Interpretations and Legislative Committee (ILC).**

January 22 Management Council. The Council denied two interpretative appeals. The first was an appeal of an interpretation regarding whether an institution may award funds from donor endowments that support the financial aid budget if the endowments reference some aspect of athletes,

but the assignment of endowments to specific students does not occur until months after such student-specific financial aid awards are made. The Council directed the Financial Aid Committee to review the continued relevance of the existing legislation and subsequent interpretations. Further, it recommended continued membership education on this topic. The second appeal related to an interpretation regarding the legislative requirements for continuity of conference composition to fulfill the two-year waiting period to earn championships automatic qualification.

Presidents Council. No action was necessary.

Staff Liaisons:  
Alford, Berg,  
Hartung

Council Rep:  
Mooney

**(6) Membership Committee**

January 22 Management Council. The committee reviewed the committee's report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaison:  
Roe

Council Rep:  
Mazza

**(7) Nominating Committee.**

January 22 Management Council. The Council approved the following governance committee appointments to the Division III Student-Athlete Advisory Committee (SAAC), effective at the close of the 2020 NCAA Convention: (1) Mercy Ogutu, Trinity Washington University, Independents; and (2) Janne Brown, Aurora University, Northern Athletics Collegiate Conference.

Presidents Council. No action was necessary.

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

January 22 Management Council. The committee highlighted two key initiatives:

- Mental Health. SAAC will announce its spring mental health social media campaign, scheduled for the first week of May, during the Division III Business Session. The campaign centers around #BreakTheStigma. A video will be shown at the Business Session emphasizing the committee's commitment and providing a visual example of breaking the stigma.
- Sustainability. The committee has made a strong commitment to help athletics departments and student-athletes focus on sustainability this year. The Division III Convention gift (i.e., a metal straw and cup) supports this effort. A resource document regarding this important pillar is nearing completion, which will provide data showing the cost-saving measures and important environmental impact made by implementing sustainable practices.

Staff Liaisons:  
Barnhart, Berg,  
Malin, Spungen

Council Reps:  
Kastner, Pepper,  
Bryant, Udelhofen

In November, the committee elected its new officers – Braly Keller, Nebraska Wesleyan University, will be chair and Annabelle Feist, Williams College, will be the vice-chair. The new Management Council liaison is Catherine “Cat” Lanigan, Juniata College. Colby Pepper, Covenant College, is a returning Council member.

Presidents Council. No action was necessary.

**Staff Liaisons:**

**Grace,  
Romash**

**Council Rep:  
Benning**

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

**(a) Application of Withholding Conditions for Season-of-Participation Waivers – Participation While Eligible, Hardship Waivers and Hardship Waiver Appeals.**

January 22 Management Council. The Council noted the committee reviewed waivers in which the reinstatement staff or committee imposed withholding as a condition of reinstatement. The committee determined when a season-of-participation waiver – participation while eligible, and hardship waivers are approved with a withholding condition, the institution must apply the withholding condition to the first regularly scheduled contest(s) or date(s) of competition during the student-athlete’s next season of participation and pursuant to student-athlete reinstatement policies and procedures specific to competition used to fulfill withholding conditions.

Presidents Council. No action was necessary.

**(b) Documentation Standards for Waivers Involving Financial Hardship or Other Hardship Unrelated to Injury or Illness.**

January 22 Management Council. The Council noted the committee amended its guideline to state that situations which gradually develop into extreme financial difficulties may satisfy the specific-event requirement of the legislation if: (1) The financial hardship is supported by objective documentation; (2) The extreme financial difficulties directly impact the student-athlete’s ability to participate during the academic year in question; and (3) The institution demonstrated a subsequent change in the student-athlete’s financial circumstances that enabled the student-athlete to return to participation. Additionally, the committee provided guidance on documentation standards for waivers involving hardship unrelated to injury or illness and directed reinstatement staff to continue a case-by-case review.

Presidents Council. No action was necessary.



(c) **Practice or Competition During Final Semester of Enrollment While Enrolled Less Than Full Time.**

January 22 Management Council. The Council noted the committee reviewed scenarios where a student-athlete uses a final term exception to practice or compete while enrolled in less than a minimum full-time program of studies and fails to complete degree requirements during that term or is not eligible to receive a baccalaureate or graduate diploma on the institution's next degree-granting date. The committee determined review authority for restoration of the student-athlete's eligibility in these circumstances should be transferred from the NCAA Subcommittee for Legislative Relief to the Committee on Student-Athlete Reinstatement on a case-by-case basis.

Presidents Council. No action was necessary.

d. **Association-Wide and Common Committees.**

Staff Liaisons:  
Parsons

Council Rep:  
Baker-Watson

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

• **Concussion Reporting Obligation.**

January 22 Management Council. [See Page No. 13, Item No. 5e]

Presidents Council. No action was necessary.

Staff Liaisons:  
Brownlee,  
Roxbury, Ziegler

Council Rep:  
Morgan

(2) **Committee on Sportsmanship and Ethical Conduct.**

January 23 Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaisons:  
Fasbender,  
Gentry, Wilson

Council Rep:  
Udelhofen

(3) **Committee on Women's Athletics (CWA).**

January 22 Management Council. The Council reviewed the committee's report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaison:  
Roe

Council Rep:  
Brown

(4) **Honors Committee.**

January 22 Management Council. The Council reviewed the committee's report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaisons:  
Abdur-Rashid,  
Blair, Crawford,  
  
Council Rep:  
Bryant

(5) **Minority Opportunities and Interests Committee (MOIC).**

- **Athletics Diversity and Inclusion Designation (ADID) Legislative Proposal Updates and Discussion.**

January 22 Management Council. Staff provided an overview and update on the progress of the ADID proposal. Divisions II and III will vote on the legislation in January 2020, and Division I will vote in April 2020. The committee discussed next steps should the legislation be adopted, which include producing resources similar to the athletics healthcare designation. The committee also discussed the possibility of a training video with FAQs regarding the designation and an online one-page resource document.

Presidents Council. No action was necessary.

Staff Liaisons:  
Abdur-Rashid,  
Blair, Crawford,  
Fasbender,  
Gentry, Wilson

Council Rep:  
Bryant,  
Udelhofen

(6) **Joint Committee on Women's Athletics/Minority Opportunities and Interests Committee.**

January 22 Management Council. The Council reviewed the committee's joint report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaisons:  
Smith, Suscha,

Council Rep:  
Walsh

(7) **Olympic Sports Liaison Committee (OSLC).**

January 22 Management Council. The Council reviewed the committee's report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaisons:  
Calandro,  
Halpin

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

January 22 Management Council. The Council received an update on the current officiating issues in Division III as well as the NCAA's role and current and potential initiatives to address those issues. The Division III Commissioners Association hired a contractor (Pictor Group) to study the issue and propose solutions to close the officiating gaps. The NCAA has also contracted the Pictor Group to oversee an Association-wide review. Officiating study results are slated for a June 2020 release. The NCAA has established an Officiating Review Steering Committee that includes representatives from all three divisions. The review is comprehensive and ambitiously includes 25 men's and women's NCAA sports. The role of the steering committee will be to help guide the information and data gathering process, assist with outreach to membership as well as the officiating communities, and to advise during the data analysis, report preparation and final recommendations.

Presidents Council. No action was necessary.

Staff Liaison:  
Thomas

Council Rep:  
Brown

**(9) Postgraduate Scholarship Committee.**

January 22 Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaison:  
Bell

Council Rep:  
Millerick

**(10) Research Committee.**

January 22 Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaison:  
Thomas

Council Rep:  
Walsh

**(11) Walter Byers Scholarship Committee.**

January 22 Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

**4. 2020 NCAA CONVENTION LEGISLATION.**

**a. Review of 2020 NCAA Convention Notice and Program.**

Staff Liaisons:  
Meyers, Regan

Council Rep:  
Morgan

January 22 Management Council. The Council reviewed the Convention Notice and Program. No action was necessary.

Presidents Council. No action was necessary.

**b. Legislative Proposal Question and Answer Guide.**

January 22 Management Council. The Council reviewed the Legislative Q & A document. No action was necessary.

Presidents Council. No action was necessary.

**c. Review of Parliamentary and Voting Issues.**

January 22 Management Council. The Council approved the 2020 NCAA Convention Mootnicity and related parliamentary issues document.

Presidents Council. The Presidents Council approved the parliamentary and voting issues document.

**d. Proposal No. 2020-5-1. Permissible Expenses Provided for Practice and Competition – Golf Exception.**

January 22 Management Council. The Council supported Proposal No. 2020-5-1, the amendment to Proposal No. 2020-5, that would limit institutions to only provide practice expenses in the sport of golf during an official vacation period regardless of location.

The cosponsors have reconsidered the original proposal, which also included swimming and diving, since those student-athletes are able to prepare adequately with indoor training in contrast to the opportunities available for golf student-athletes.

Presidents Council. The Presidents Council approved the Management Council's recommendation to support Proposal No. 2020-5-1, the amendment to Proposal No. 2020-5.

**e. Review of Position Papers and Speaker Assignments.**

January 22 Management Council. The Council reviewed the position papers and speaker assignments.

Presidents Council. The Presidents Council reviewed the position papers and speaker assignments, noting the six proposals in the Presidential Grouping.

**f. Proposal No. R-2020-12: Resolution – Softball/Baseball National Championship Tournament Timing.**

January 22 Management Council. The Council took no position on the resolution. [See Page Nos. 5-6 c (1)]

Presidents Council. No action was necessary.

**5. 2021 NCAA CONVENTION LEGISLATION.**

**a. ADM-2021-1 – Executive Regulations – Administration of NCAA Championships – Restricted Advertising and Sponsorship Activities.**

January 22 Management Council. The Council approved, in legislative format, a proposal to move the restrictions on advertising and sponsorship activities in conjunction with NCAA championships from legislation to NCAA policy.

Presidents Council. No action was necessary.

**b. NC-2021-1 – Eligibility – Transfer Regulations – Two-Year College Transfers – Exceptions – Satisfying Exception.**

January 22 Management Council. The Council approved, in legislative format, a proposal to specify that a student-athlete who successfully completes the required two full-time

semesters and 24-semester or 36 quarter hours of transferable-degree credit by enrolling at a two-year institution and at the certifying Division III institution shall be eligible for competition.

Presidents Council. No action was necessary.

**c. NC-2021-2 – Various Bylaws – United States Olympic and Paralympics Committee Name Change.**

January 22 Management Council. The Council approved, in legislative format, a proposal to specify that legislation applicable to Olympic Games and Olympic teams and athletes shall apply to the Paralympic Games and Paralympic teams and athletics; further, to specify that legislation applicable to the Pan American Games shall apply to the Parapan American Games.

Presidents Council. No action was necessary.

**d. NC-2021-3 – Ethical Conduct – Sports Wagering Activities – Suspension by a Non-NCAA Sports Governing Body.**

January 22 Management Council. The Council approved, in concept and legislative format, a proposal to specify that a student-athlete under a sport 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.

This provision is similar to current legislation that precludes a student-athlete from participation in intercollegiate competition if they are under a drug related suspension for a non-NCAA athletics organization.

Presidents Council. No action was necessary.

**e. NC-2021-4 – NCAA Membership – Active Membership – Conditions and Obligations of Membership – Concussion Reporting.**

January 22 Management Council. The Council, approved, in legislative format, a proposal to specify that an active member institution shall report all instances of diagnosed sport-related student-athlete concussions and the concussion 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.

This proposal has an immediate effective date for the NCAA's establishment of a reporting process and system, and policies and procedures. Institutions are required to report sport-related concussions, and concussion resolutions diagnosed May 18, 2020, and thereafter. Timing of reporting will be determined by CSMAS.

Presidents Council. No action was necessary.

**6. DIVISION III INITIATIVES AND UPDATES.**

**a. Diversity and Inclusion Working Group.**

• **Division III Diversity Fast Facts.**

January 22 Management Council. Staff provided an update on the latest Division III diversity trends. In the last five years, the percent of Division III student-athletes of color has risen from 22% to 26%. However, the student-athlete population is not nearly as racially diverse as the general undergraduate student body. In 2019, women held a slight majority of the associate athletics director positions at 51%, up three percentage points from 2014. People of color continue to hold fewer than one in ten of administrative positions. However, in 2019 people of color made up 16% of the new athletics directors, which was an increase from 10% of new hires five years ago.

The Council discussed the division's various programs to enhance diversity, including the Student Immersion Program, which provides funding for ethnic minority students with a strong interest in a career in Division III coaching and/or athletics administration to attend the NCAA Convention. This is the fifth year of the program, which has involved approximately 200 students.

Presidents Council. No action was necessary.

**b. Faculty Athletics Representatives (FAR) Advisory Group.**

January 22 Management Council. The advisory group reviewed Convention Proposal No. 2020-6 and took no position. It noted that this proposal is permissive legislation and questioned the necessity of team-specific leadership training in lieu of department-wide training.

The group continues to evaluate the best means of communication between the advisory group and FAR membership. The common communication channel is for the FAR serving as liaison for a conference to communicate directly with the chair of the advisory group concerning issues. The group will discuss ways to better formulate these lines of communication.

Presidents Council. No action was necessary.

**c. LGBTQ Working Group.**

January 22 Management Council. In February, the LGBTQ working group will launch the inaugural LGBTQ OneTeam recognition award program. The nomination process will be available on NCAA Program Hub from February 1 until June 1. The inaugural recipients will include an LGBTQ student-athlete, an LGBTQ coach or athletics administrator and an institution or conference that excels in promoting LGBTQ inclusion. The recipients will be announced at the 2021 NCAA Convention.

Presidents Council. No action was necessary.

**d. Technology Users Group.**

January 23 Management Council. The Council received an update from the users group regarding: (1) Genius Sports – free until 2021, then fee will be capped at \$150 per sport/per year, similar to Stat Crew; and (2) A concept to add an email tile to My Apps. This concept was to help create a repository of NCAA emails. The Council noted the addition of an email tile was not good use of time and resources.

Presidents Council. No action was necessary.

**e. Division III Identity Initiative.**

January 23 Management Council. The Council received a status report on the Division III Identity Initiative, including an update on the purchasing website, Division III/D3SIDA Recognition Award, social media, Special Olympics, website content and Division III Week slated for April 13-19, 2020.

Presidents Council. No action was necessary.

**g. FAR Fellows Institute.**

January 22 Management Council. The Council noted 25 faculty athletics representatives (FARs) participated in the ninth offering of the FAR Fellows Institute October 18-20 at the national office in Indianapolis. The attendees of the 2019 Institute had relatively low tenure for a leadership institute (most had two or three years). Thus, the planning team recommended a format change to run the Institute one out of every three years (replacing the previous format of once every two years), and to offer the New FAR Orientation two out of three years. Also, it was recommended that the Institute be held in conjunction with the FARA Annual Meeting to promote attendance at that event and allow for additional programming for Institute attendees.

Presidents Council. No action was necessary.

**h. Division III Oversight Working Group on Name, Image and Likeness (NIL).**

January 22 Management Council. In late October, the NCAA Board of Governors voted unanimously to permit student-athletes the opportunity to benefit from the use of their name, image and likeness in a manner consistent within the collegiate model. With the board's directive to each division to consider modifying and modernizing relevant bylaws and policies consistent with the Association's values and principles, the Council discussed the topic and next steps for Division III.

According to the Board of Governors, changes must be based on the following principles:

- Payment to student-athletes for use of their name, image or likeness should not be for athletics performance or participation, nor should the payment serve as an inducement to select a particular school.
- Regulation of a student-athlete's name, image or likeness use should be transparent, narrowly tailored and enforceable, and it should facilitate the principle of fair competition among schools in a division, including the integrity of the recruiting process.

- Student-athletes should be able to use their name, image or likeness similar to college students who are not student-athletes, unless there is a compelling reason to differentiate.

Current specific exceptions allowing use of Division III student-athletes' name, image and likeness include institutional, charitable, educational and nonprofit; modeling and other nonathletically-related promotional activity; media activities; and a student-athlete's own businesses.

In November, staff held two educational webinars. In December, Division III established an Oversight Group to oversee the consideration of the NIL concepts within the Division III governance structure. It will ensure that all recommendations are forwarded to relevant Division III committees and establish the timetable for committee review and response.

During the Issues Forum, the delegates will receive background information, state and federal legislative updates, current Division III NIL legislative and interpretative standards and proposed models to modify Division III legislation. Crowdfunding, testimonials, brand ambassadors and private lessons will be identified as areas to consider when assessing potential rule changes.

The Council understands that it will receive relevant governance committee feedback at its April meeting and additional membership feedback during the spring and early summer, in time for the Presidents Council to sponsor legislation no later than January 2021.

Presidents Council. No action was necessary.

**i. Feedback from Conference Meetings.**

January 22 Management Council. The Council reviewed reports from conference meetings. No action was necessary.

Presidents Council. No action was necessary.

**7. ASSOCIATION WIDE UPDATES AND ISSUES.**

**a. Board of Governors Update.**

January 22 Management Council and Presidents Council. The Councils received an update on Board of Governors initiatives including: (1) Name, Image and Likeness; (2) Student-Athlete Engagement Committee; and (3) Government Relations Report.

**b. Sport Science Institute (SSI) Updates.**

January 22 Management Council and Presidents Council. Dr. Hainline provided an update on the SSI's strategic priorities timeline. Key updates included the following:

- The Arrington settlement was finalized in late November. The settlement agreement provides NCAA member institutions with an opportunity for a release from certain legal claims. To benefit from the release, member institutions must: (1) Certify, one-time, in writing to a court identified representative that they have put



in place a concussion management plan; (2) Conduct annual baseline testing of all student-athletes; and (3) Ensure that all return to play is approved by a team physician.

- The Council also approved noncontroversial legislation to specify that an active member institution shall report all instances of diagnosed sport-related concussions in student-athletes on an annual basis. CSMAS and SSI will coordinate the reporting process.
- The Concussion Safety Advisory Group will hold its second meeting in February. The group reviews existing and emerging science, best practices and policy in order to recommend changes to the concussion safety protocol checklist. The checklist is the basis of the concussion safety protocol legislation.
- SSI anticipates an April Council report from the internal task force charged to review issues arising from scenarios where the visiting team does not travel with a primary athletics health care provider and legal liabilities for the home athletics trainer.

**c. GOALS Study.**

January 22 Management Council. NCAA Research staff provided an update on the most recent GOALS Study. The study included more than 20,000 student-athletes and the data is representative. The study looks at pre-college experiences; athletics and academics experiences; time demands; relaxation and socialization and mental wellness.

Some key Division III-specific findings:

- Student-athletes are specializing in sports at an earlier age (average 12 years old) and a quarter believe they may compete professionally.
- Eighty-five percent of women noted academics was a key factor in their college choice.
- An average of 54% noted that what they were told in the recruiting process regarding their role on the team turned out to be accurate.
- On average, student-athletes spend 28 hours per week on athletics and 40 hours per week on academics.
- Student-athletes reported an average of 15 hours per week spent on socialization.
- Two-thirds note finding a balance between academics and athletics.
- Approximately a quarter feel overwhelmed when they enter college. However, 80% believe that their coach cares about their mental health.
- The data show that student-athletes feel their coaches are creating an inclusive culture.

The GOALS data will be released to the membership.

Presidents Council. No action was necessary.

**d. Litigation Update.**

January 22 Management Council and Presidents Council. The Councils accepted the Litigation Report. No action was necessary.

**e. SWA Resource.**

January 22 Management Council. The Council reviewed the newest SWA resource that provide tips to overcome division-specific barriers. All Division III delegates will receive this resource at Saturday's Business Session.

Presidents Council. No action was necessary.

**8. 2020 CONVENTION LOGISTICS.**

- **Programming and Logistics.**

January 25 Management Council. The Council discussed the 2020 NCAA Convention and provided feedback regarding future Convention programming and logistics.

**9. OTHER BUSINESS.**

- **Acknowledgement of Departing Council Members.**

January 22 Management Council. Stevie Baker-Watson acknowledged departing Council members, Brad Bankston, Samantha "Sammy" Kastner and Kate Roy, thanking them for their service on behalf of the Association. Vice chair Heather Benning thanked Stevie Baker-Watson for her service as chair of the Management Council.

Presidents Council. President Henderson acknowledged departing Council members, Margaret Drugovich, William Fritz and Elsa Nunez, thanking them for their service on behalf of the Association. Vice chair Tori Murden-McClure thanked Sue Henderson for her service as chair of the Presidents Council.

**10. ADJOURNMENT.**

January 22 Management Council. The Management Council meeting adjourned at 2:15 p.m.

Presidents Council. The Presidents Council meeting adjourned at 11:22 a.m.

January 25 Management Council. The Management Council meeting adjourned at 1:30 p.m.