



The National Collegiate Athletic Association
Division III Management Council

[Join via Microsoft Teams](#)

July 20-21, 2020

1. Welcome and announcements. (Heather Benning)
2. Roster. [Supplement No. 1] (Benning)
- @ 3. Review of summary and minutes. (Benning)
 - a. Summary of spring 2020 quarterly meetings. [Supplement No. 2]
 - b. Administrative Committee reports. [Supplement Nos. 3a, 3b, 3c, 3d, 3e, 3f and 3g]
4. Division III Philosophy Statement and Strategic Positioning Platform. [Supplement Nos. 4a and 4b] (Dan Dutcher)
5. Committee/subcommittee reports.
 - a. Division III Joint Presidents Council/Management Council committees and subcommittees.
 - (1) Convention-Planning Subcommittee. [Supplement No. 5] (Lori Mazza)
 - @ (2) Strategic-Planning and Finance Committee. [Supplement No. 6a] (Chuck Brown)
 - (a) 2019-20 budget-to-actual. [Supplement No. 6b] (Mark Aiken)
 - (b) Future projections. [Supplement No. 6c] (Aiken/Louise McCleary)
 - (c) Revision to mandated reserve policy. (Supplement No. 6d) (Aiken/Dutcher/McCleary)
 - (3) Joint Legislative Steering Committee. (Benning)
 - b. Management Council subcommittees.
 - (1) Subcommittee for Legislative Relief. (Jason Fein) [Supplement No. 42]
 - @ (2) Playing and Practice Seasons Subcommittee. [Supplement No. 7a, 7b, 7c, 7d, 7e and 7f. Note Supplement No. 07f will be posted later.] (Laura Mooney)

c. Division III committees.

- @ (1) Championships Committee. [Supplement Nos. 8a, 8b, 8c, 8d, 8e and 8f] (Jason Fein)
- (2) Committee on Infractions. (Sarah Feyerherm)
- (3) Financial Aid Committee. (Kandis Schram)
- @ (4) Infractions Appeals Committee. [Supplement No. 9] (Tim Millerick)
- @ (5) Interpretations and Legislation Committee. [Supplement Nos. 10a, 10b, 10c, 10d and 10e] (Matt Hill)
- @ (6) Membership Committee. [Supplement Nos. 11a, 11b, 11c and 11d] (Mooney)
- @ (7) Nominating Committee. [Supplement Nos. 12a and 12b] (Scott McGuiness)
- (8) Student-Athlete Advisory Committee. [Supplement No. 13] (Cat Lanigan/Colby Pepper)
- @ (9) Committee on Student-Athlete Reinstatement. [Supplement Nos. 14a and 14b] (Hill)

d. Association-wide committees.

- (1) Committee on Competitive Safeguards and Medical Aspects of Sports. [Supplement Nos. 15a, 15b, 15c] (Michelle Walsh)
- (2) Committee on Sportsmanship and Ethical Conduct. (Michelle Morgan)
- @ (3) Committee on Women's Athletics. [Supplement No. 16] (Denise Udelhofen)
- (4) Minority Opportunities and Interests Committee. [Supplement No. 17] (Cheryl Aaron)
- (5) Joint CWA and MOIC. [Supplement No. 18] (Aaron and Udelhofen)
- (6) Honors Committee. (Chuck Brown)
- (7) Olympic Sports Liaison Committee. (Morgan)
- (8) Playing Rules Oversight Panel. [Supplement Nos. 19a, 19b and 19c] (Dan Calandro)
- (9) Postgraduate Scholarship Committee. [Supplement No. 20] (Aaron)

(10) Research Committee. (Millerick)

(11) Walter Byers Scholarship Committee. [Supplement No. 21] (Joe Walsh)

6. Proposed Legislation for the 2021 Convention. (Jeff Myers/Bill Regan)

- @ a. Review of noncontroversial legislation approved by the Management Council. [Supplement No. 22]
- @ b. Review administrative regulations approved by the Management Council. [Supplement No. 23]
- c. Review of modifications of wording approved by the Management Council.
- d. Review of Membership-sponsored legislation. [Supplement No. 24 will be distributed later.]
- e. Review of Governance-sponsored legislation. [Supplement No. 25]

7. Division III Initiatives and updates.

- a. Division III Oversight Working Group on Name, Image and Likeness (NIL). [Supplement Nos. 26a, 26b and 26c] (Benning and Dutcher)
- @ b. Diversity and Inclusion Working Group. [Supplement Nos. 27a and 27b] (Bryant)
- c. Faculty Athletics Representative (FAR) Advisory Group. [Supplement No. 28] (Brown)
- d. LGBTQ Working Group. [Supplement No. 29] (McGuinness)
- e. Gameday the DIII Way. [Supplement Nos. 30a and 30b] (Ali Spungen)
- f. Transfer Portal. [Supplement No. 31] (Susan Peal)
- g. 2019-20 Governance Scoreboard. [Supplement No. 32] (McCleary)
- h. Division III University. [Supplement No. 33] (McCleary)
- i. Division III Identity Initiative. [Supplement No. 34] (Adam Skaggs)
- j. Technology Users Group. [Supplement No. 35] (McCleary)
- k. 360 Proof. [Supplement No. 36] (Hartung)

1. Feedback from conference meetings. [Supplement Nos. 37a, 37b, 37c, 37d and 37e] (All)

8. Association-wide updates and issues.
 - a. Board of Governors update. [Supplement No. 38a] (Mark Emmert/Donald Remy)
 - (1) National office and COVID-19 response.
 - (2) Racial injustice.
 - (3) Federal and State Legislation Working Group (NIL). [Supplement 38b]
 - (4) NCAA strategic plan.
 - (5) Sexual violence prevention policy expansion. [Supplement No. 38c]
 - (6) Governmental Relations report. [Supplement No. 38d will be posted later]
 - b. NCAA Coach Credentialing update. (Cari Van Sensus)
 - c. Sports Wagering Education Resources update. (Naima Stevenson).
 - d. Officiating update. [Supplement No. 39] (Anthony Holman)
 - e. Sports Science Institute updates and timeline. (Brian Hainline)
 - (1) COVID-19.
 - [Core Principles of Resocialization of Collegiate Sport](#)
 - [Resocialization of Collegiate Sport: Action Plans](#)
 - Resocialization of Sport [FAQ](#)
 - [Resocialization of College Sport: Updated Risk Considerations](#). [NOTE: Will be linked once sent to membership.]
 - (2) Concussion reporting. [Supplement No. 40]
 - (3) Guidance: Medical Care and Coverage for Student-Athletes at Away Events.
 - f. Litigation update. (Jess Kerr)

9. Future meeting schedule. [Supplement No. 41] (Benning)

10. Other business. (Benning)

11. Adjournment.

@ - Key Action Items



2020 NCAA Division III Management Council

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NCAA DIVISION III
PRESIDENTS AND MANAGEMENT COUNCILS
SUMMARY OF SPRING 2020
QUARTERLY MEETINGS

KEY ACTION/DISCUSSION ITEMS:

Division III Budget Impact Due to COVID-19Page No. 5

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Noncontroversial Legislation – To Permit Student-Athletes Enrolled in Final Term of Their Minor or Undergraduate Certificate Program to Practice or Compete While Enrolled Less than Full TimePage 10

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<p align="center">Division III Management Council April 20-21, 2020 Indianapolis, IN</p>	<p align="center">Division III Presidents Council April 29, 2020 Indianapolis, IN</p>
<p align="center">ATTENDEES</p>	<p align="center">ATTENDEES</p>
<p>Cheryl Aaron, Wentworth Institute of Technology Heather Benning, Midwest Conference, chair Steve Briggs, Berry College Chuck Brown, Pennsylvania State University Erie, the Behrend Gerard Bryant, John Jay College of Criminal Justice, vice chair Jason Fein, Bates College Sarah Feyerherm, Washington College (Maryland) Matt Hill, University of Northwestern – St. Paul Catherine “Cat” Lanigan, Juniata College, SAAC representative 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, SAAC representative Kandis Schram, Maryville College (Tennessee) Dennis Shields, University of Wisconsin, Platteville Denise Udelhofen, Loras College Michael Vienna, Emory University Joe Walsh, Great Northeast Athletic Conference Michelle Walsh, Vassar College</p>	<p>Teresa Amott, Knox College Heather Benning, Midwest Conference, MC chair Gerard Bryant, John Jay College of Criminal Justice, MC vice chair Javier Cevallos, Framingham State University Kate Conway-Turner, Buffalo State, State Univer- sity of New York Richard Dunsworth, University of the Ozarks Tiffany Franks, Averett University Davie Jane Gilmour, Pennsylvania College of Technology Troy Hammond, North Central College Robert Lindgren, Randolph-Macon College Richanne Mankey, Defiance College Fayneese Miller, Hamline University, vice chair Tori Murden McClure, Spalding University, chair Kathleen Murray, Whitman College Troy Paino, University of Mary Washington Frank Sanchez, Rhode Island College James Schmidt, University of Wisconsin, Eau Claire Kent Trachte, Lycoming College</p>
<p align="center">ABSENTEES</p>	<p align="center">ABSENTEES</p>
	<p>Mary-Beth Cooper, Springfield College</p>
<p align="center">OTHER PARTICIPANTS</p>	<p align="center">OTHER PARTICIPANTS</p>
<p>Mark Aiken, NCAA Dan Calandro, NCAA Dan Dutcher, NCAA Mark Emmert, NCAA president Brian Hainline, NCAA Eric Hartung, NCAA Jessica Kerr, NCAA Debbie Kresge, NCAA, recording secretary Louise McCleary, NCAA Jeff Myers, NCAA John Parson, NCAA Bill Regan, NCAA Donald Remy, NCAA Rachel Seewald, NCAA</p>	<p>Mark Aiken, NCAA Dan Dutcher, NCAA Mark Emmert, NCAA president Brian Hainline, NCAA Eric Hartung, NCAA Jessica Kerr, NCAA Debbie Kresge, NCAA, recording secretary Louise McCleary, NCAA Jeff Myers, NCAA Bill Regan, NCAA Donald Remy, NCAA Adam Skaggs, NCAA Rachel Stern, NCAA Liz Suscha, NCAA</p>

OTHER PARTICIPANTS, cont....	OTHER PARTIPANTS, cont...
Adam Skaggs, NCAA Rachel Stern, NCAA Liz Suscha, NCAA	Cari VanSenus, NCAA

[Note: This summary reflects only actions (formal votes or “sense of meeting”) in accordance with the established policy governing minutes of all NCAA entities. The only discussion included is that ordered by the chair or a member of the group.]

1. WELCOME AND ANNOUNCEMENTS.

April 20-21 Management Council. The virtual meeting was called to order at 9:03 a.m. April 20 and 9:05 a.m. April 21, by the chair, Heather Benning. The chair reviewed the schedule for the day, recognized the new members and had everyone introduce themselves.

April 29 Presidents Council. The virtual meeting was called to order at 10:01 a.m. April 29, by the chair, President Tori Murden McClure. The chair acknowledged the first meeting for Presidents Gilmore, Mankey, Sanchez and Schmidt and asked everyone to introduce themselves.

2. REVIEW OF RECORDS OF PREVIOUS MEETINGS.

a. Management Council Meetings – January 22 and January 25, 2020.

Management Council. The Management Council approved the summary of its January 22 and January 25, 2020 meetings.

Presidents Council. No action was necessary.

b. Presidents Council Meeting – January 23, 2020.

Management Council. No action was necessary.

Presidents Council. The Presidents Council approved the summary of its January 23, 2020, meeting.

c. Administrative Committee Actions.

Management Council. The Council ratified the Administrative reports from January 27, and February 19, 2020. The remaining Administrative Committee reports from February 25, March 26 and April 2, 2020, were action taken on behalf of the Councils regarding COVID-19 and ratified by the Council. [NOTE: The March 13, 2020 Administrative Committee report was not reviewed by the Management Council.]

Presidents Council. The Presidents Council ratified the Administrative Committee reports from the January 27, February 19, February 25, March 13, March 26 and April 2, 2020 teleconferences.

3. COMMITTEE RECOMMENDATIONS AFFECTING DIVISION III.

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

(1) Convention-Planning Subcommittee.

(a) Review of 2020 Convention Feedback.

Management Council. The Council reviewed feedback from the 2020 Convention membership feedback survey (322 Division III-specific responses). Notable highlights included the following: 95 percent rated the Convention experience as very good or good (slightly higher than in 2019 at 90 percent) and 99 percent said they would recommend attendance at a future Convention.

Presidents Council. No action was necessary.

(b) 2021 NCAA Convention – Educational Session Topics.

Management Council. The Council reviewed the subcommittee's report regarding potential future educational session topics. It noted the following recommendations from the 2020 Convention survey, as well as prior suggestions:

- COVID-19 Impacts (mental health, recruiting, retention).
- Fundraising.
- Effective use of Virtual Platforms.
- Compliance (e.g., available resources, best practices).
- Social Media Influence and Impact.
- Student-Athlete Career Opportunities/Resources (After the Game, etc.).
- Serving Underprivileged Student-Athletes/Resources.

Staff will survey the membership via the May Monthly Update and the NADIII AA and D3CA listservs. The survey will highlight the subcommittee's recommended educational sessions; indicate a 60- or 90-minute time preference; and denote the preference for the session to be a workshop, a Division III educational session, Issues Forum topic, or an Association-wide session. During the subcommittee's next teleconference, it will narrow the list of session topics to three.

Presidents Council. No action was necessary.

Staff Liaisons:
Brown,
McCleary,
Spungen

Council Reps:
Benning,
Gilmour,
Mooney,
Mazza, Mankey,
McGuinness,
Paino, Pepper,
Schram

(c) **2021 NCAA Convention - Issues Forum Format/Proposed Discussion Topics.**

Management Council. The Council reviewed the subcommittee's report regarding the possible topics for the Issues Forum:

- Lenora Billings Harris—a highly recognized national diversity and inclusion speaker.
- COVID-19 roundtable discussion – best practices, contingency plans, what we learned, etc.
- Presidential panel – what are presidents looking for when they hire; using search firms; making the step from assistant/associate athletics director, etc.

Presidents Council. No action was necessary.

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

(a) **Spring Nonchampionship Programs.**

Management Council. The Council ratified the Administrative Committee's approval in its March 26, 2020, report. [See Page No. 2, 2c]

Presidents Council. The Presidents Council ratified the Administrative Committee's approval in its March 26, 2020, report. [See Page No. 3, 2c]

(b) **Conference Strategic Grant – Blanket Waiver.**

Management Council. The Council ratified the Administrative Committee's approval in its March 26, 2020, report. [See Page No. 2, 2c]

Presidents Council. The Presidents Council ratified the Administrative Committee's approval in its March 26, 2020, report. [See Page No. 3, 2c]

(c) **2019-20 Approved Conference Strategic Grant Rollover Fund – Blanket Waiver**

Management Council. The Council ratified the Administrative Committee's approval in its March 26, 2020, report. [See Page No. 2, 2c]

Presidents Council. The Presidents Council ratified the Administrative Committee's approval in its March 26, 2020, report. [See Page No. 3, 2c]

(d) **Division III Budget.**

Management Council. The Council received an update regarding the impact of COVID-19 on the 2019-20 budget. Staff estimates a 70 percent decrease in revenue resulting in an anticipated budget overage of eight to nine million dollars. The overage will be covered by the division's

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

Council Reps:
Benning, Brown,
Franks, Lindgren,
Mazza, Miller,
Pepper, Shields,
Trachte, Vienna,
Walsh

mandated reserve and surplus above and beyond the mandated reserve. Staff and the Championships Committee will propose budget cuts for FY21 to assist in replenishing the mandated reserve through the end of the current CBS/Turner contract (2023-24). The Council will review the proposed budget cuts during its July meeting and forward its recommendations to the Presidents Council.

Presidents Council. No action was necessary.

(e) **Division III Proposed 2020-21 Initiatives.**

- Nonchampionships Budget Initiatives.

Management Council. Staff reviewed the approved 2020-21 nonchampionships initiatives that were approved at the start of the 2019-21 budget cycle. The committee remains supportive of the reclassification request for the assistant director of governance communications from three-quarter to full-time; however, the request must be approved through the national office budget process.

Presidents Council. No action was necessary.

- Championships Committee February 2020 Report.

Management Council. The Council noted the committee tabled a recommendation from the Championships Committee to expand the field hockey bracket by two teams (from 24 to 26) and the men's lacrosse bracket by two teams (from 36 to 38). The approximate cost would be \$110,000. Staff noted that bracket sizes need to be set prior to the new academic year; however, due to COVID-19 and the uncertainty of sports sponsorship and the budget, SPFC asked the Championships Committee to revisit these requests during its next teleconference.

Presidents Council. No action was necessary.

- Championships Budget Initiatives.

Management Council. The Council noted the committee previously approved 2020-21 championships expenses, noting increases in the following: (1) Committee composition increases due to sport regionalization; (2) Per diem increase to \$100 and increase for hosts of non-predetermined preliminary rounds; (3) Reinstate host honorarium for non-predetermined preliminary rounds hosts; and (4) Bracket expansion for several championships.

Presidents Council. No action was necessary.

Staff Liaisons:
Myers,
Regan

Council Reps:
Benning, Briggs,
Cooper,
Feyerherm,
Hammond,
Murden McClure
Millerick, Shields

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

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.**

(a) **Convention Legislation – Establish a Service Exception to the Participation in Organized Competition Before Initial Collegiate Enrollment Legislation [Division III Bylaw 14.2.4.4].**

Management Council. The Council agreed to sponsor Convention legislation to establish a service exception to the organized competition legislation that permits a prospective student-athlete to participate in organized competition while serving on active duty in the U.S. armed services (or comparable armed service of another country), on official religious missions or on missions with recognized foreign aid services of the U.S. government. This proposed legislation would recognize the significance of these activities, afford prospective student-athletes engaged in service appropriate time to make an informed decision about collegiate enrollment while continuing to engage in competition, and promote equitable participation opportunities across all three divisions.

Presidents Council. No action was necessary.

(b) **Increase Composition of NCAA Division III Management Council Subcommittee for Legislative Relief from Six to Eight Members.**

Management Council. The Council approved increasing the composition of the Subcommittee for Legislative Relief from six to eight members. An increase in the number of members will ensure member institution and conference legislative relief waivers are afforded the best appellate and direct review opportunities by increasing the quorum from three to four members.

Presidents Council. No action was necessary.

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

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

Presidents Council. No action was necessary.

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Berg,
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Aaron, Fein,
Mazza,
McGuinness,
Udelhofen,
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Mooney,
Schram, Vienna,

c. **Division III Committees.**

(1) **Championships Committee.**

Staff Liaison:
Peterson-Myllinski,
Suscha

Council Reps:
Benning,
Fein, Morgan

(a) **Administrative Regulation: 31.3.3.1.1 – Automatic Qualification Waiting Period – Provisional and Reclassifying Members.**

Management Council. The Council approved an amendment of Bylaw 31.3.3.1.1 to only permit institutions in year three of the provisional or reclassifying process to count toward the automatic qualification waiting period. The adoption of two legislative proposals (Nos. 2020-2 and 2020-3) at the 2020 NCAA Convention eliminated the fourth year of the membership process. Amending the bylaw clarifies that only institutions in year three of the provisional or reclassifying process can count toward the automatic qualification waiting period.

Presidents Council. No action was necessary.

(b) **Noncontroversial Legislation – NCAA Bylaw 21.9.6.2 and Figure 21.1 – Committee Membership.**

Management Council. The Council adopted noncontroversial legislation to amend Figure 21.1 as incorporated by Bylaw 21.9.6.2 to adjust sport committee rosters to coincide with the new regional alignment. Staff is finalizing the rankings protocol with feedback from the sport committees, including whether to apply a fixed percentage or a fixed number of teams to rank per region. The information will be provided to the membership this summer with the new regional alignment and changes to sport committee rosters to take effect the 2021-22 year.

Presidents Council. No action was necessary.

(c) **Bracket Expansion in Field Hockey and Men’s Lacrosse.**

Management Council. The Council noted this was referred back to the Championships Committee by Strategic Planning and Finance Committee. [See Page No. 6, 3 a (2) (e)] No action was necessary.

Presidents Council. No action was necessary.

(2) **Committee on Infractions.**

Staff Liaisons:
Cooper, Elworth
Kleppel

Council Rep:
Feyerherm

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

Presidents Council. No action was necessary.

Staff Liaisons:
Alford, Hartung

Council Rep:
Schram

(3) **Financial Aid Committee.**

(a) **Level II Reviews.**

Management Council. The Council noted the committee reviewed 17 cases and voted to refer three to NCAA Enforcement. In one of the three cases, the committee recommended the institution self-report an apparent consideration of athletics participation and leadership in the awarding of a scholarship. In the other two cases, the committee recommended NCAA Enforcement investigate to fully learn the extent to which an identified distinguishable pattern of financial aid awarding that provided an advantage for student-athletes is a potential recruiting and competitive advantage.

Presidents Council. No action was necessary.

(b) **Interpretative Appeal to the Division III Management Council Regarding Financial Aid Endowments.**

Management Council. The committee reviewed the case materials considered by the Division III Management Council at its January 2020 meeting related to an appeal regarding financial aid endowments. At the November 2019 meeting, the committee had reviewed and concurred with the decision of the Division III Interpretations and Legislation Committee to uphold the original staff decision concerning the interpretation of Division III Bylaw 15.4.1(a). The committee also concurred with the Management Council decision to uphold the Interpretations and Legislation Committee decision and noted the importance of adherence to the foundational principle of Division III where athletics participation, leadership, ability or performance cannot be considered in the determination of financial aid regardless of the financial aid packaging policy employed.

Presidents Council. No action was necessary.

Staff Liaison:
Walters

Council Reps:
Dunsworth,
Millerick

(4) **Infractions Appeals Committee.**

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:
Hill

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

(a) **Convention Legislation – To Permit Monetary Donations to Nonathletic Bona Fide Youth Organizations and Eliminate the Geographic Restrictions for Monetary and Equipment Donations [Division III Bylaw 13.14.1.5.1].**

Management Council. The Council agreed to sponsor Convention

legislation that allows member institutions to provide monetary donations to nonathletic bona fide youth organizations and eliminate the geographic restrictions for equipment donations. This proposal would permit member institutions and its student-athletes to raise and donate funds to support initiatives through the work of organizations with a mission to help youth that are unrelated to athletics. Finally, by eliminating the current mileage restriction, it will provide institutions with greater flexibility to donate their resources to organizations that align with their philanthropic interests.

Presidents Council. No action was necessary.

(b) Convention Legislation – To Permit Student-Athletes Enrolled in the Final Term of Their Minor or Undergraduate Certificate Program to Practice or Compete While Enrolled Less Than Full Time [Division III Bylaw 14.1.8.1.6.1].

Management Council. The Council amended and approved this proposal as noncontroversial legislation, effective immediately, to expand the current final semester/quarter exception to student-athletes enrolled in the final term of their minor or undergraduate certificate program (designated before the applicable term). Currently, a student-athlete who has completed all degree requirements and does not meet an exception for being enrolled in less than full time must enroll full time to practice and compete in a subsequent term. Expanding the current final-term exception to include a minor or undergraduate certificate designated prior to the beginning of the final term will provide greater flexibility to a student-athlete who has achieved the goal of completing the requirements of a baccalaureate degree and is continuing to prepare for their future. This exception may only be used on one occasion during a student-athletes intercollegiate career.

In light of the COVID-19 pandemic, Council members felt this proposal was especially relevant, as more and more student-athletes have completed their degrees but have a season of eligibility remaining. This proposal allows them to come back and complete a minor or undergraduate certificate program, while attending school less than full time.

Presidents Council. No action was necessary.

(c) Noncontroversial Legislation – To Expand the List of Competition Events for Which the Institution May Provide Expenses to Include Elite-Level Regional and Junior Competition. Bylaw 16.8.1.3.

Management Council. The Council approved, in concept, noncontroversial legislation that adds national and international junior-level and international regional events to the list of permissible events for which an institution may provide its student-athletes with actual and necessary expenses.

Presidents Council. No action was necessary.

(d) Approve Official Interpretation – Outside Competition During Permissible Break Periods.

Management Council. The Council approved the following official interpretation, effective immediately, clarifying that a student-athlete may participate in outside competition during any week that is not part of the institution's defined playing season or part of preparation for a post-season championship (e.g., NCAA, NAIA, NCCAA).

Presidents Council. No action was necessary.

(e) Name, Image and Likeness.

Management Council. The Council discussed and provided feedback regarding the Interpretations and Legislation Committee's initial concepts to amend legislation related to the use of a Division III student-athlete's name, image and likeness. The concepts propose allowing the use of student-athlete status in the following settings:

- The promotion of various academic and other endeavors involving their work product (e.g., research, book publishing, class projects, tutoring, personal business, creative endeavors, media activities, private lessons).
- Participation in promotions and other endorsements (e.g., brand ambassador, commercials, appearances/autographs, modeling) provided payment is commensurate with the going rate, the institution is not involved in securing the promotion and these opportunities are not part of the recruiting process.

The Student-Athlete Advisory Committee reviewed and supported the concepts during its recent meeting. The Council also reviewed a draft form to be distributed to the Division III membership in May to garner additional feedback prior to the Council's July meeting.

Staff reported that the Association-wide Federal and State Legislative Working Group will provide its final report to the Board of Governors (BOG) at its April meeting. The BOG will formally act on the report. However, each division will determine the specific legislative provisions for membership consideration.

Presidents Council. The Presidents Council reviewed the two NIL concepts proposed by ILC and supported by SAAC and the Management Council.

The Council expressed support for the concepts. It also noted the importance of educating student-athletes on NIL and possibly prohibiting inappropriate endorsements such as sports wagering and alcohol. The division also must ensure the monitoring and reporting process doesn't place too large a burden on institutions.

With the Board of Governors' support to allow student-athletes to receive compensation for third-party endorsements both related and separate from athletics, each division will now work to craft federated legislation for membership consideration during the 2021 NCAA Convention.

Staff Liaisons:
Alford, Berg,
Hartung

Council Rep:
Mooney

(6) Membership Committee.

Management Council. One institution, Manor College (PA) was approved for an exploratory year beginning in September 2020. Bob Jones University and Warren Wilson College will begin the provisional membership process this fall. On a recent teleconference, the committee discussed the impact of the coronavirus on the division (e.g., institutions closing, virtual learning) in addition the impact to NCAA legislated timelines (e.g., ISSG). To date, the graduation rate reporting deadline (June 1) and the Sports Sponsorship and Demographic Form (August 1) will remain in place.

Presidents Council. No action was necessary.

Staff Liaison:
Roe

Council Rep:
McGuinness

(7) Nominating Committee.

(a) NCAA Division III Nominating Committee Policies and Procedures.

Management Council. The Council approved the committee's recommendation to change the time frame of eligible nominees to be maintained for committee service from two-years to 12-months. Changing the time frame to a 12-month period will allow candidates to reaffirm their commitment to serve and assist in the accuracy of the nomination forms (e.g., institution and conference affiliation).

Presidents Council. No action was necessary.

(b) Governance Committee Appointment.

Management Council. The Council approved the following committee appointment, effective September 1, 2020:

- Minority Opportunity and Interests Committee – Stuart Robinson, director of athletics, State University of New York at New Paltz, State University of New York Athletic Conference.

Presidents Council. No action was necessary.

Staff Liaisons:
Barnhart,
Berg, Malin,
Spungen

Council Reps:
Bryant, Lani-
gan,
Pepper,
Udelhofen

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

(a) Division III SAAC Working Groups.

Management Council. The Council received an update on the following SAAC working groups: (1) Mental Health Social Media Campaign; (2) Inclusion; (3) Sustainability; (4) Special Olympics; and (5) Social Media.

At the conclusion of the recent Division III Week celebration, national SAAC detailed its inaugural mental health social media campaign, which will occur May 4-7. The hashtag, #BreakTheStigma, will accompany messages sent across the membership on social media.

Presidents Council. No action was necessary.

(b) Name, Image and Likeness Discussion.

Management Council. The Council noted SAAC's overall feedback and priorities regarding NIL:

- Key decision makers must consider all student-athlete voices.
- Student-athletes should be consulted throughout the process to ensure their best interests are considered.
- Any decision should reflect the Division III Philosophy Statement.
- Strive for as much clarity as possible to prevent manipulation of student-athletes.
- Changes in NIL legislation will not contribute to recruiting inequality.

Presidents Council. No action was necessary.

Staff Liaisons:
Grace,
Romash

Council Rep:
Hill

(9) Student-Athlete Reinstatement Committee.

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

Presidents Council. No action was necessary.

d. Association-Wide Committees.

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

- **Playing Rules Recommendation – Baseball and Softball – Concussion Evaluation.**

Management Council. The Council approved a recommendation to the NCAA Baseball and Softball Rules Committees to create and/or modify its rules to allow for all baseball and softball players to be removed from competition for the purpose of concussion evaluation without being disqualified from the game.

Presidents Council. No action was necessary.

Staff Liaisons:
Durden, Parsons,
Rohlman

Council Rep:
M. Walsh

Staff Liaisons:
Brownlee,
Roxbury,
Ziegler

Council Rep:
Morgan

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

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

Presidents Council. No action was necessary.

Staff Liaisons:
Gentry,
Fasbender,
Wilson

Council Rep:
Udelhofen

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

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**

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

Presidents Council. No action was necessary.

Staff Liaisons:
Abdur-Rashid,
Blair, Crawford,

Council Rep:
Aaron

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

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

Presidents Council. No action was necessary.

Staff Liaisons:
Smith,
Suscha, Walters

Council Rep:
Morgan

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

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

Presidents Council. No action was necessary.

Staff Liaisons:
Calandro,
Halpin

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

Management Council. The Council noted staff implemented a playing rules subcommittee for tennis to work with the International Tennis Association (ITA). PROP also is trying to create a similar subcommittee for field hockey as it does not currently have a playing rules subcommittee.

There are 11 playing rules with a financial impact slated to become effective in 2020-21, but due to the coronavirus impact on institutional budgets, staff sought feedback from the Council on the related implementation timeline. The Council unanimously recommended delaying baseball bat testing, swimming and diving official increases, two visible shot clocks for men's lacrosse and the basketball three-point line.

Presidents Council. No action was necessary.

Staff Liaisons:
O'Barr, Thomas

Council Rep:
Aaron

(8) Postgraduate Scholarship Committee.

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

Presidents Council. No action was necessary.

Staff Liaison:
Bell

Council Rep:
Millerick

(9) Research Committee.

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

Presidents Council. No action was necessary.

Staff Liaison:
Thomas

Council Rep:
J. Walsh

(10) Walter Byers Scholarship Committee.

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

Presidents Council. No action was necessary.

4. PROPOSED LEGISLATION FOR THE 2021 CONVENTION.

Management Council. The Council already acted on noncontroversial legislation and administrative regulations for the 2021 Convention. No action was necessary.

Presidents Council. No action was necessary.

5. DIVISION III INITIATIVES AND UPDATES.

a. Division III Response to COVID-19.

Management Council. The Council members had an opportunity to discuss the impact of the coronavirus on their campuses and in their conferences. Every Division III institution is impacted uniquely, with the shared need for clear and concise communications at all levels (i.e., campus, conference and national office). The Council expressed interest in further opportunities to discuss this issue.

In addition, the Council reviewed the newly created AMA interpretative Q&A document that addresses legislative actions in response to COVID-19. It is a living document and will be updated, as necessary.

Presidents Council. No action was necessary.

b. Division III Oversight Working Group on Name, Image and Likeness.

Management Council. The Council reviewed the Division III Oversight Working Group's report from its April teleconference. [See Page No. 11, 3b (5) (e)]

Presidents Council. No action was necessary.

c. Diversity and Inclusion Working Group.

Management Council. The Council received an update from the working group regarding the collection of student-athlete graduation rates and an initiative to create a resource to assist the membership with the recruitment and retention of minorities.

Presidents Council. No action was necessary.

d. Faculty Athletics Representative (FAR) Advisory Group.

Management Council. The Council reviewed the Advisory Group's report and noted the creation of a FAR webpage on ncaa.org that contains resources and professional development opportunities.

Presidents Council. No action was necessary.

e. LGBTQ Working Group.

Management Council. The Division III LGBTQ OneTeam Recognition Awards Program application process is available on Program Hub until June 1. To date there have been 37 nominations started, with approximately twenty percent completed. Award recipients will be announced at the 2021 NCAA Convention.

Presidents Council. No action was necessary.

f. Gameday the DIII Way.

Management Council. The Council received an update noting that Gameday language will be added to the championship manuals (host operations, participant, pre-championship, site-representative and sport committee) and a request for predetermined host event management staff to watch the Gameday module.

Presidents Council. No action was necessary.

g. Division III Identity Initiative.

Management Council. The Council received a status report on the Division III Identity Initiative including an update on the purchasing website, DIII/D3DSIDA recognition award, social media, Special Olympics and Division III Week, which was conducted virtually this year due to COVID-19.

Presidents Council. No action was necessary.

h. Technology Users Group.

Management Council. The Council received an update on the work of the Technology Users Group noting it continues to work with NCAA IT staff to make enhancements to resources and databases located on ncaa.org.

Presidents Council. No action was necessary.

i. International Ice Hockey Pilot.

Management Council. The Council reviewed feedback received from institutions and conference offices that participated in the second year of the pilot to certify the amateurism of international ice hockey student-athletes. Even though prospective student-athletes initially had to pay for their certification by the NCAA Eligibility Center (EC), with a 50 percent reimbursement after the review, the feedback was still positive regarding the process. There were some concerns noted regarding the certification fee. While the Council will not sponsor a third year of the pilot, staff will share the survey feedback with institutions and conference offices in case the membership wants to sponsor legislation to require all, or some, international student-athletes be certified by the EC. Staff also is discussing with the EC a possible reduced fee structure for amateurism certification only.

Presidents Council. No action was necessary.

j. Health and Safety Survey.

Management Council. The Council received the results of this year's health and safety pilot survey. Participants in a follow-up survey noted the health and safety survey was a beneficial experience. The data also has been added to the NCAA Institutional Performance Program so participating institutions may benchmark their results against other institutions. The Council approved conducting the survey annually, on a voluntary basis, beginning in 2020-21.

Presidents Council. No action was necessary.

6. ASSOCIATION-WIDE UPDATES AND ISSUES.

a. Board of Governors (BOG) Update.

Management and Presidents Councils. The Councils received an update on the BOG initiatives including: (1) Impact of COVID-19; (2) Federal and State Legislation Working Group on Name, Image and Likeness; (3) NCAA Strategic Plan; (4) Sexual Violence prevention; (4) Committee to Promote Cultural Diversity & Equity Report; and (5) Governmental Relations report.

b. Sport Science Institute (SSI) updates.

Management and Presidents Council. The Councils received an update on the following SSI initiatives:

- (1) COVID-19 Impacts. The NCAA national office has a COVID-19 Action Team that includes senior staff. The team meets daily. Dr. Hainline also engages regularly with an Advisory Team that includes national medical experts, the CSMAS chair and a student-athlete representative from each division. The national office recently created the COVID-19 Playing and Practice Seasons Working Group. This internal, cross-department staff working group is looking at all coronavirus issues related to summer conditioning, preseason, fall practices and competition. The working group is not a decision-making body, but it will forward research, data and recommendations to the COVID Action Team and the governance structure. The Council noted that it is critical for the NCAA to provide timely updates on actions related to preseason and fall practices and competitions.

The Advisory Panel is developing sport resocialization principles that align with recent federal guidelines. There are three key principles/phases:

- Two-week reduction in infection rate.
- Return to normalcy for the medical care system (e.g., access to hospital care).
- Readily available immunity testing and rapid diagnostic testing for coronavirus.

- (2) Medical Care and Coverage for Student-Athletes at Away Events. The Sport Science Institute and the Committee on Competitive Safeguards and Medical Aspects of Sport is producing a document to remind each institution of its legislative responsibility and obligation to provide medical care and coverage for its own student-athletes who are participating in sanctioned athletic activities, regardless of whether the events are occurring on campus or at another location. In particular, an institution should not assume that a host institution will agree to take on those responsibilities for its visiting student-athletes. Rather, it should carefully consider all its obligations related to the provision of medical care at away events, and proactively assess the alternatives through which it might satisfy those responsibilities. The document is an educational resource and intended to provide guidance to the membership on the institutional obligations, related to the provision of medical care and coverage for NCAA student-athletes who are participating in school-sponsored practice and competition at locations other than their home institutional facilities. The Council provided feedback on the document, which will be relayed to CSMAS to review during its June meeting.
- (3) Arrington Settlement. The one-time concussion certification is due to a third-party legal representative no later than May 18. Per the settlement, the NCAA also is developing a concussion reporting system. In 2020-21, institutions will be required to report the number of concussions as well as the related number of resolved cases.

c. Officiating Update.

Management Council. The Council received an update on the Association's efforts to review and address issues related to officiating. Staff will send an officiating survey to the membership in the coming weeks. Division III commissioners are committed to continuing their study with the Pictor Group. A draft report will be available in May, with the final report submitted to the commissioners in June.

Presidents Council. No action was necessary.

d. Litigation Update.

Management and Presidents Council. The Councils received a litigation update. No action was necessary.

7. *PRESIDENTS COUNCIL NOMINATIONS SUBCOMMITTEE REPORT.*

Presidents Council. The Presidents Council reviewed the subcommittee's report to fill the immediate vacancy for Bill Tsutsui. Staff noted that while all Presidents Council representational requirements (e.g., geography, gender, race, institutional size) are met through January 2022, the subcommittee will consider priorities for 2021-22. The subcommittee identified for consideration several presidents that currently serve on the Division III President's Advisory Group. Staff will vet the candidates with the goal of filling the vacancy by the August Presidents Council meeting.

8. *ADJOURNMENT.*

Management Council. The Council meeting adjourned at 3:59 p.m. Monday, April 20 and 11:52 a.m. Tuesday, April 21.

Presidents Council. The Presidents Council meeting adjourned at 12:35 p.m. Wednesday, April 29.

**REPORT OF THE
NCAA DIVISION III ADMINISTRATIVE COMMITTEE
APRIL 16, 2020, TELECONFERENCE**

ACTION ITEMS.

- **None.**

INFORMATIONAL ITEMS.

1. **Welcome.** The call commenced at 11:04 a.m. Eastern Time. Staff welcomed the committee and reviewed the agenda.
2. **COVID-19 Impacts and Updates.**
 - a. National Office Budget Adjustments. Staff updated the committee regarding the Association budget implications over the next 18 months and the total national office reductions of \$176M. Division III will reduce its operations budget primarily by converting many in-person committee meetings to virtual meetings. In addition, staff travel will be reduced significantly.
 - b. D3CA Google Documents. The three Google Docs created in cooperation with the Division III Commissioners Association have been dissolved. For questions with AMA, commissioners will use the newly created COVID-19 Q&A Resource document, as well as RSRO. Any questions with the Conference Grant Program should be emailed to Ali Spungen. Staff posted a Conference Grant Resource document on ncaa.org.
 - c. AMA Question and Answer Resource. The AMA Question and Answer Resource document has been posted on the compliance page and helps address a variety of issues. Staff noted it is a living document and updates will be made as necessary.
 - d. 2021 Legislative Proposal Deadline. The July 15 membership submission deadline remains in place. The NCAA Convention is scheduled in Washington, D.C. in mid-January. Convention management staff is exploring alternative arrangements in case an in-person Convention is not possible.
 - e. COVID-19 Webinar. Staff noted that 450 membership representatives attended the April 7 webinar. The PowerPoint is posted on the Division III homepage.
 - f. COVID-19 Playing and Practice Seasons Working Group. Staff updated the committee on a newly formed NCAA internal, cross departmental working group that is reviewing possible COVID-19 issues related to summer conditioning, preseason, fall practice and competition. The working group is not a decision-making body but will collect data and forward recommendations to the NCAA COVID-19 Advisory Team. Staff also noted that Dr. Hainline is developing principles for the resocialization of sport, including practice and competition.

g. Status of Member Schools and Conferences. The committee discussed the connection between education and sports and noted that institutions will need to make difficult decisions regarding if and when to resume classes in the fall.

3. Name, Image and Likeness Update. Staff updated the committee on continuing discussions in the governance structure to permit greater student-athlete ability to monetize their name, image and likeness. The Federal and State Working Group will forward its final report to the Board of Governors (BOG) on April 30. Two key outcomes from the report that conflict with Division III's initial concepts:

- Use of Institutional Logos/Trademarks – The report isn't recommending the use of institutional logos and trademarks. However, Division III has initially recommended that if available to students generally, it should be available to student-athletes.
- Oversight, Compliance and Education – The report is not recommending engaging a third party to oversee compliance. Division III has articulated the need for compliance assistance and education resources.

The SAAC, Management Council and Presidents Council will have an opportunity to discuss ILC's recommended concepts at their upcoming meetings next week. In addition, AMA is creating a feedback form that the Councils will review, and the Division III NIL Oversight Group will send to the membership in May. SAAC and the Councils will have another opportunity to discuss legislation during their summer meetings.

4. Adjournment. The meeting was adjourned at 11:48 a.m.

Committee Chair: Tori Murden McClure, Spalding University

*Staff Liaisons: Dan Dutcher, Division III Governance
Debbie Kresge, Division III Governance
Louise McCleary, Division III Governance
Jeff Myers, Academic and Membership Affairs
Ali Spungen, Division III Governance*

NCAA Division III Administrative Committee
April 16, 2020, Teleconference
Attendees:
Heather Benning, Midwest Conference.
Gerard Bryant, John Jay College of Criminal Justice.
Fayneese Miller, Hamline University
Tori Murden McClure, Spalding University
Dennis Shields, University of Wisconsin, Platteville.
Staff:
Dan Dutcher, Debbie Kresge, Louise McCleary, Jeff Myers, Adam Skaggs, Ali Spungen and Kiana Verdugo.



REPORT OF THE
NCAA DIVISION III ADMINISTRATIVE COMMITTEE
MAY 7, 2020, TELECONFERENCE

ACTION ITEMS.

1. Legislative Items.

- **None.**

2. Nonlegislative Items.

- **Cancellation of Championship Banquets and Approval of Virtual Sport Committee Meetings.**

- a. Recommendation. The Administrative Committee, on behalf of the Management and Presidents Councils, approved recommendations from the Championships Committee that for the 2020-21 academic year, championships banquets will not be conducted, and all sport committee annual meetings be held via digital platforms instead of in person.
- b. Effective date. Immediate.
- c. Rationale. Per the Strategic Planning and Finance Committee's (SPFC) request, the Championships Committee reviewed potential budget cuts to meet the division's mandated reserve policy (50% of the annual revenue) through the end of the current CBS/Turner contract (2023-24). Championships Committee members considered these two options as well as potential championships reductions in the division's "supplemental spend". (Note: The approved banquet and meeting adjustments are occurring in all three divisions.)
- d. Estimated budget impact. Projected total savings of \$440,000 in cancelled banquets and virtual sport committee annual meetings.
- e. Student-athlete impact. The Championships Committee and sport committees will work with staff to explore different ways to recognize award winners (e.g., Elite 90 recipients) typically honored at the championship's banquets.

INFORMATIONAL ITEMS.

- 1. Welcome.** The call commenced at 10:01 a.m. Eastern Time. Staff welcomed the committee and reviewed the agenda.
- 2. April 16, 2020, Administrative Committee Report.** The committee reviewed the April 16 report and approved it as written.
- 3. COVID-19 Impacts and Updates.**
 - a. Budget Prioritization from Championships Committee. Staff noted that per the SPFC's

request, the committee reviewed additional potential budget cuts and considered the following reductions that could come from the division's "supplemental spend" (i.e., those items that are not part of the base budget):

- Ground transportation. The committee recommended not reimbursing local ground transportation in team sports and individual/team sports.
- Preliminary-round conference matchups. The committee recommended suspending a two-year pilot program (currently in year one) that separates conference opponents in the first round of a championship.

The estimated cost savings is \$1.3 million. The SPFC will consider these recommendations during its June 11 meeting.

- b. NADIII AA request. With the cancellation of the NACDA Convention, including the NADIII AA Summer Forum, Division III notified the NADIII AA executive leadership that it would not disperse this year's \$75,000 funding to provide grants to NADIII AA Summer Forum attendees. However, NADIII AA requested a reduced grant of \$10,800 to offset management operational fees for the remainder of this year. This smaller grant would help supplement Division III virtual programming, including a NIL focused presentation. The Administrative Committee endorsed the dispersing of the smaller grant.
- c. AMA Question and Answer Document. Staff updated the committee regarding the Q&A document, noting it is updated every Monday. Current questions seem to be transitioning from Bylaw 17 to future eligibility and recruiting.
- d. COVID-19 Playing and Practice Seasons Working Group update. Staff noted the internal working group continues to consider different scenarios regarding the practice and playing season. Recommendations are sent to the NCAA COVID-19 Action Team for review and subsequent divisional and Association-wide action.
- e. Division III Staff Strategic Staff Meetings. Staff noted that a core team of Division III staff members is reviewing the impact of COVID-19 and strategizing how to best work with the governance structure and inform the membership regarding key issues and decisions. Initial discussions have focused on sport sponsorship, contest minimums and championship eligibility.
- f. Division III Commissioners Survey. Staff shared a draft survey compiled by the Division III Commissioners Executive Committee that will be sent to all athletics directors to collect feedback on the potential impact of COVID-19 regarding playing and practice seasons, sports sponsorship and fall championships. While it is not an NCAA survey, the commissioners have welcomed staff feedback. The goal is for survey results to help inform upcoming governance committee discussions and decisions.

Staff also noted it is sending a COVID-19-related communication to the commissioners every two weeks, with the expectation that it is shared with their respective institutions. The goal is to provide consistent and transparent communication.

- g. Council Summer Meeting Proposed Schedule. Council leadership agreed to use the same format for the July and August Management and Presidents Councils meetings that was used in April. Additional consideration will be made to the timing of a joint Management Council meeting with SAAC, as well as the President's Advisory Group (PAG) meeting with the Presidents Council.
4. **Name, Image and Likeness.** The Administrative Committee did not discuss this issue due to time constraints and will discuss it on its next teleconference. It noted that the Division III Oversight Working Group on NIL will have a teleconference next Wednesday, May 13.
5. **Adjournment.** The meeting adjourned at 11:02 a.m.

Committee Chair: Tori Murden McClure, Spalding University
Staff Liaisons: Dan Dutcher, Division III Governance
Debbie Kresge, Division III Governance
Louise McCleary, Division III Governance
Jeff Myers, Academic and Membership Affairs
Ali Spungen, Division III Governance

NCAA Division III Administrative Committee
May 7, 2020, Teleconference
Attendees:
Heather Benning, Midwest Conference.
Fayneese Miller, Hamline University
Tori Murden McClure, Spalding University
Dennis Shields, University of Wisconsin, Platteville.
Not in Attendance:
Gerard Bryant, John Jay College of Criminal Justice.
Staff:
Dan Dutcher, Debbie Kresge, Louise McCleary, Jeff Myers, Adam Skaggs, Ali Spungen and Liz Suscha.



REPORT OF THE
NCAA DIVISION III ADMINISTRATIVE COMMITTEE
MAY 15, 2020, TELECONFERENCE

ACTION ITEMS.

- **None.**

INFORMATIONAL ITEMS.

1. **Welcome.** The call commenced at 10:01 a.m. Eastern Time. Staff welcomed the committee and reviewed the agenda.
2. **May 7, 2020, Administrative Committee Report.** The committee reviewed the May 7 report and approved it as written.
3. **COVID-19 Impacts and Updates.**
 - a. **D3CA Membership Survey.** Staff provided an update on the D3CA survey that was sent to all Division III athletics directors Tuesday, May 12. The survey is to assess the impact of COVID-19 and seek feedback from the membership on sports-sponsorship and competitive requirements, championships, and playing and practice season issues. An aggregate report will be shared with each conference, as well as the entire membership and NCAA staff.
 - b. **Membership Committee discussion.** Eric Hartung, primary liaison to the Membership Committee, gave a recap of the committee's recent teleconference. The committee wants to provide maximum relief if possible, noting that ultimate authority rests with campus leaders. The committee endorsed blanket relief of the minimum number of contests required per Bylaw 20.11.3.8 but did not determine the best metric to use in providing that relief. The committee identified the following items to guide its future discussions:
 - (1) A reduction in the minimum number of contests per sport will not provide adequate relief for every institution. The committee will likely receive requests for additional waiver relief regardless of the reduced minimums.
 - (2) Individual institutions are best equipped to determine how to conduct outside competition on their campuses (i.e., reduced outside competition, full outside competition).
 - (3) Any alternate competition model should permit a schedule primarily based on conference and/or regional competition.
 - (4) While there is a relationship between NCAA Bylaws 20.11.3.8 and 31.2.1, the minimum number of contests for NCAA Championships eligibility is distinct and under the purview of the Division III Championships Committee.
 - c. **AMA Question and Answer Document.** Staff shared the most up to date Q&A document, noting updates are made weekly and posted to ncaa.org every Monday. The questions are now focusing on student-athlete eligibility next academic year, future eligibility issues and playing seasons, greater clarity around preseason practice opportunities.
 - d. **COVID-19 Playing and Practice Seasons Working Group update.** This internal working group continues to consider different scenarios regarding the COVID-19 issues impacting practice and playing seasons and noted that it is not a decision-making group. Recommendations are sent to the NCAA COVID-19 Action Team for review and subsequent divisional and Association-wide

action. The recently released resocialization guidelines don't completely align with existing Division III preseason practice legislation. Therefore, in the coming weeks, the Playing and Practice Seasons Subcommittee, with assistance from SSI and CSMAS, will work to provide relief and greater alignment.

4. **Name, Image and Likeness.** At its April meeting, the Board of Governors accepted the Federal and State Legislation Working Group's report and formally charged each division to create NIL legislation. In February, the Interpretations and Legislation Committee (ILC) proposed two legislative concepts that have been reviewed and initially endorsed by SAAC, and the Management and Presidents Councils. On a recent videoconference, ILC discussed the following items, which need greater clarity:
 - a. Use of institutional marks. It was noted that student-athletes should be able to use institutional marks in a manner consistent with use by the student-body in general.
 - b. Potential prohibition of certain categories of promotions (e.g., alcohol, tobacco, sports wagering).
 - c. Pre-enrollment. Use of NIL by prospective student-athletes.
 - d. Compliance. The need to provide compliance assistance and education to athletics administrators and student-athletes, potentially provided by a third-party administrator.
5. **Other business.** Monday, May 18, is the due date for the concussion management attestation per the Arrington settlement. To date, 924 institutions have successfully submitted their certification. The submission deadline is 5 p.m. Central time Monday, May 18, and no extension will be given.
6. **Adjournment.** The meeting adjourned at 10:55 a.m.

Committee Chair: Tori Murden McClure, Spalding University, St. Louis Intercollegiate Athletic Conference
Staff Liaisons: Dan Dutcher, Division III Governance
Debbie Kresge, Division III Governance
Louise McCleary, Division III Governance
Jeff Myers, Academic and Membership Affairs
Ali Spungen, Division III Governance

NCAA Division III Administrative Committee May 15, 2020, Teleconference
Attendees:
Heather Benning, Midwest Conference.
Fayneese Miller, Hamline University.
Tori Murden McClure, Spalding University.
Dennis Shields, University of Wisconsin, Platteville.
Gerard Bryant, John Jay College of Criminal Justice.
Not in Attendance:
Staff:
Dan Dutcher, Debbie Kresge, Louise McCleary, Jeff Myers, Adam Skaggs, Ali Spungen and Liz Suscha.



REPORT OF THE
NCAA DIVISION III ADMINISTRATIVE COMMITTEE
MAY 28, 2020, TELECONFERENCE

ACTION ITEMS.

1. Legislative Items.

• **Minimum Contests and Participants Requirements for Sports Sponsorship and Championship Selection — Bylaws 20.11.3.8 and 31.2.1.**

- (1) Recommendation. The Administrative Committee, on behalf of the Management and President Councils, approved a waiver to reduce the minimum number of contests required for sports sponsorship and championship selections by 33 percent for the 2020-21 academic year. This reduction applies to all sports. The minimum number of participants required for sports sponsorship will remain unchanged.
- (2) Effective Date. September 1 to August 31, 2021.
- (3) Rationale. The Membership and Championships Committees seek to provide relief for institutions related to disruptions and uncertainty resulting from the COVID-19 pandemic. Specifically, relief is intended to:
 - Help Division III institutions remain in compliance with NCAA bylaw legislation;
 - Guide institutions as they determine the best model for providing the student-athlete experience in the 2020-21 academic year;
 - Reduce the administrative burden for institutions seeking relief; and
 - Allow conferences to play a conference-centric schedule (e.g., competition among only conference members, or a schedule that includes conference and in-region competition).

In a recent survey of the Division III membership by the Division III Commissioners Association, in which 98 percent of the division's athletics directors participated, 85 percent supported a reduction of contest minimums.

The Membership and Championships Committees will be open to waiver requests from institutions that are unable to meet the existing sport sponsorship standards and the new minimum contest standards and approach those requests with appropriate flexibility.

- (4) Budget Impact. None.
- (5) Student-Athlete Impact. Provides flexibility for institutions to determine the best way to conduct their athletics program in a way that ensures a healthy, safe and meaningful athletics experience for the most student-athletes possible.

2. Nonlegislative Items.

- **None.**

INFORMATIONAL ITEMS.

- 1. Welcome.** The call commenced at 10:01 a.m. Eastern Time. Staff welcomed the committee and reviewed the agenda.
- 2. May 15, 2020, Administrative Committee Report.** The committee reviewed the May 15 report and approved it as written.
- 3. COVID-19 Impacts and Updates.**
 - a. Resocialization of Collegiate Sport: Action Plan Considerations.** Staff noted the Sport Science Institute (SSI) has created an addendum to the Resocialization document previously distributed to the membership. The addendum, Resocialization of Collegiate Sport: Action Plan Considerations, provides recommended detailed action plans as institutions consider return to play.
 - b. Fall Playing and Practice Season Calendars.** Staff noted the creation of calendars for all fall sports that include the first permissible practice date, fall selection dates and championships. The calendars also overlay the principles for resocialization. Several governance committees (e.g., Championships and Playing and Practice Seasons Subcommittee) will review the calendars that provide a visual to assist committees as they determined needed flexibility and relief for the membership.

A webinar is scheduled for Tuesday, June 2, regarding COVID-19 impacts on fall playing and practice seasons with Dr. Hainline and Division III staff. Dr. Hainline will discuss the resocialization principles and action plans. To date, there are over 1,000 registered.
- 4. Name, Image and Likeness.** The committee reviewed a PowerPoint that will be used during a May 28 NADIII AA webinar. A detailed membership survey will be released Monday, June 1, with responses due by June 15. Recommendations from this survey will be incorporated into a June 19 webinar and reviewed by SAAC, Management Council and Presidents Council during their summer meetings.
- 5. Adjournment.** The meeting adjourned at 10:49 a.m.

Committee Chair: Tori Murden McClure, Spalding University
Staff Liaisons: Dan Dutcher, Division III Governance
Debbie Kresge, Division III Governance
Louise McCleary, Division III Governance
Jeff Myers, Academic and Membership Affairs
Ali Spungen, Division III Governance

NCAA Division III Administrative Committee
May 28, 2020, Teleconference
Attendees:
Heather Benning, Midwest Conference.
Fayneese Miller, Hamline University
Tori Murden McClure, Spalding University
Dennis Shields, University of Wisconsin, Platteville.
Not in Attendance:
Gerard Bryant, John Jay College of Criminal Justice.
Staff:
Dan Dutcher, Eric Hartung, Debbie Kresge, Louise McCleary, Jeff Myers, Adam Skaggs, Ali Spungen and Liz Suscha.



REPORT OF THE
NCAA DIVISION III ADMINISTRATIVE COMMITTEE
JUNE 10, 2020, TELECONFERENCE

ACTION ITEMS.

1. Legislative Items.

- **Playing and Practice Seasons – Fall Preseason Practice Formula – All Fall Sports (including Football) – 17.02.12 and 17.10.2.1.**
 - (1) **Recommendation.** The Administrative Committee, on behalf of the Management and President Councils, waived the existing method for establishing the first permissible practice date for fall sports to permit August 10 or the first day of class, whichever is earlier; and allow institutions to have unlimited administrative days to conduct non-athletically related activities (i.e., those days in which the institution may provide housing and meal expenses to student-athletes prior to the start of practice).
 - (2) **Effective Date.** Immediate. The subcommittee noted the recommendations apply to the 2020-21 academic year.
 - (3) **Rationale.** The Playing and Practice Seasons Subcommittee sought to provide institutions appropriate flexibility to conduct their preseason in the manner that reflects the best interest of their campus, staff and student-athletes. The subcommittee noted that given the uncertainty of scheduling this fall as well as the myriad of health and safety considerations (including the information provided in the Core Principles of Resocialization of Sport), the current method is not sufficient to establish the first practice date. While institutions are not required to strictly apply the Core Principles of Resocialization, including the phase-in periods, Division III legislation should support its implementation.
 - (4) **Budget Impact.** None.
 - (5) **Student-Athlete Impact.** Provides flexibility to institutions to conduct their preseason in a manner that helps ensure the health and safety of student-athletes and reflects their best interests.

2. Nonlegislative items.

- **None.**

INFORMATIONAL ITEMS.

- 1. Welcome.** The call commenced at 9:03 a.m. Eastern Time. Staff welcomed the committee and reviewed the agenda.

2. **May 28, 2020, Report.** The committee approved the May 28, 2020, report with no changes.

3. **COVID-19 Impacts and Updates.**

- a. D3CA Membership Survey – Executive Summary. The committee reviewed the Executive Summary from the D3CA Membership Survey noting a 98% response rate. The high response rate is reflective of the membership's desire to provide their opinions to the Division III governance structure for consideration in decision-making discussions moving forward. The survey themes include: (1) The need for flexibility surrounding scheduling and championships as academic calendars models are ever changing; (2) With reduced campus revenue streams, financial impacts are eminent; and (3) In order to attract and retain student-athletes, institutions must do everything they can to provide a meaningful sports experience for all three seasons in 2020-21.

Staff noted that several themes have been acted on by the Administrative Committee, while the Playing and Practice Seasons Subcommittee and the Championships Committee are in the process of reviewing others.

- b. Championships Committee Updates. The committee received a Championships Committee update.

- Discussing uncertainties with sport sponsorship and scheduling plans for the 2020-21 year.
- Priority to preserve as many championship opportunities as possible.
- Intend to complete championship selections and competition on the dates established. Fall sports have an adequate number of weeks to complete regular season play sports (estimated at four to five weeks; additional weeks for football) dependent on campus decisions for return to play.
- Sport sponsorship levels may drop and therefore prompt discussion about possible changes to bracket/field sizes and championship formats.
- Determined that if a conference falls below the required minimum of four core members, the conference would lose its AQ for the 2020-21; however, that conference could regain the AQ in 2021-22 if it is able to return to the minimum of four core members. Conferences already in grace-period status will need to apply for a waiver to request an extension of the grace period.

The Championships Committee will meet next June 22-23.

- c. COVID-19 Playing and Practice Seasons Working Group Updates. Staff provided an update from two working group subgroups. The Committee on Competitive Safeguards and Medical Aspects of Sports (CSMAS) subgroup meets weekly to provide feedback and direction on a variety of issues, including the mandatory medical examinations for preseason, as well as transitions periods after a significant break in practices and competitions.

The Calendar and Timeline subgroup has created fall calendars for each division. The calendars are being used with Division III governance committees to provide a visual aid to help the committee's discussions regarding needed membership flexibility. Staff is unsure if the calendars should be distributed beyond the governance committees and will request feedback from the Division III Commissioners COVID Subgroup.

- d. 2020-21 Student-Athlete Eligibility. Staff noted that several commissioners are discussing student-athlete eligibility, and specifically, to what extent the governance structure might be willing to provide prior assurance to student-athletes of eligibility restoration in the event their athletics experience is significantly compromised. If a formal proposal is submitted, it will be reviewed by relevant committees, which could include the Interpretations and Legislative Committee, Student-Athlete Advisory Committee, Subcommittee for Legislative Relief and the Student-Athlete Reinstatement Committee, Management Council and Presidents Council.

The committee expressed caution and felt that a "blanket waiver" concept would be inconsistent with the Division III Philosophy statement by placing more emphasis on athlete, than on student. It emphasized the need to remain focused on basic Division III principles.

4. **Name, Image and Likeness Survey Update.** Staff provided an update on the NIL survey results received to date. Currently over 200 institutions have responded, and staff has sent a reminder to all presidents, athletics directors, commissioners and National SAAC members. The deadline to complete the survey is Monday, June 15. An executive summary will be shared with the Administrative Committee and the Division III NIL Oversight Group, prior to the Council summer meetings.
5. **Other Business.** The committee discussed the current situation around social injustice noting the direct impact, including protests and property destruction, on and near several Division III campuses. Staff noted the Board of Governors will discuss racial injustice and possible action steps on its upcoming teleconference.
6. **Adjournment.** The meeting adjourned at 9:58 a.m.

Committee Chair: Tori Murden McClure, Spalding University
Staff Liaisons: Dan Dutcher, Division III Governance
Debbie Kresge, Division III Governance
Louise McCleary, Division III Governance
Jeff Myers, Academic and Membership Affairs
Ali Spungen, Division III Governance

NCAA Division III Administrative Committee June 10, 2020, Teleconference
Attendees:
Heather Benning, Midwest Conference.
Fayneese Miller, Hamline University
Tori Murden McClure, Spalding University
Dennis Shields, University of Wisconsin, Platteville.
Not in Attendance:
Gerard Bryant, John Jay College of Criminal Justice.
Staff:
Dan Dutcher, Debbie Kresge, Louise McCleary, Jeff Myers, Adam Skaggs, Ali Spungen and Liz Suscha.



**REPORT OF THE
NCAA DIVISION III ADMINISTRATIVE COMMITTEE
JUNE 24, 2020, VIDEOCONFERENCE**

ACTION ITEMS.

1. Legislative Items.

- **None.**

2. Nonlegislative items.

- **2020 Presidents Council Appointment.**

- (1) **Recommendation.** The Administrative Committee, on behalf of the Management and President Councils, approved the immediate appointment of President Jim Troha, Juniata College, Landmark Conference, to the Presidents Council replacing President Bill Tsutsui. President Troha's term expiration is January 2023 (subject to term extension).
- (2) **Effective date.** Immediate.
- (3) **Rationale.** With President Tsutsui's retirement, the subcommittee recommends President Troha to the Council due to his effective service on PAG and the fulfillment of current and future Council representational requirements.
- (4) **Estimated budget impact.** None.
- (5) **Estimated student-athlete impact.** None.

INFORMATIONAL ITEMS.

- 1. Welcome.** The videoconference commenced at 2:02 p.m. Eastern Time. Staff welcomed the committee and reviewed the agenda.
- 2. June 10, 2020, Report.** The committee approved the June 10, 2020, report with no changes.
- 3. COVID-19 Impacts and Updates.**
 - a. **Fall calendars.** The committee reviewed fall sport calendars developed internally and recently shared with the membership via the bi-weekly COVID-19 communication. The calendars provide a visual aid with key dates (e.g., first permissible contest, championships selections) as well as additional information such as the recent Administrative Committee actions (e.g., earlier practice start date, reduction in minimum contests). The calendars also include the NCAA resocialization of sport principles.

- b. Playing and Practice Seasons Subcommittee (PPSS) meeting debrief. Staff updated the committee on the following playing season issues:
- (1) Contest maximums. Staff continues to receive questions regarding contest maximums. The Championships Committee recently discussed this topic and the Playing and Practice Seasons Subcommittee conducted a thorough review of contest maximums and did not recommend any changes at this time.
 - (2) 2020 fall nontraditional seasons. Staff noted receipt of four conference waivers requesting flexibility in the nontraditional seasons. Since PPSS has no waiver authority, it forwarded the following recommendations to the Subcommittee for Legislative Relief (SLR) to review.
 - Flexibility important but needs to be within the current structure.
 - Practice opportunities may be student-athlete specific, rather than team specific.
 - Additional competition should be minimal.
- Staff has received several inquiries regarding greater flexibility to conduct fall sports in the spring. AdCom noted that while SLR is the appropriate committee to review these requests and make recommendations, the Management Council should review recommendations, if possible, prior to any final decision.
- c. ILC discussion on prospective student-athletes (PSA) involvement with virtual meetings. Staff updated the committee on recent discussions around PSAs attending virtual meetings during the summer. Currently PSAs are not permitted to engage in virtual team meetings; however, ILC recommended that SLR issue a blanket waiver. This waiver would allow PSAs, who have made a firm commitment with an institution, to be allowed to attend virtual meetings until the beginning of the fall term or beginning of practice, whichever is earlier. Institutions believe that the sooner they can have PSAs connect with their respective teams, the more likely they will attend their institution.
- d. Championships Committee recap. Staff highlighted the following from the recent Championships Committee meeting:
- Possible revisions to fall championship sites. Due to the impact of COVID-19, there are additional administrative considerations for predetermined sites and a likely reduction in the number of sites (e.g., having pods of eight teams versus four) to better control safety and testing protocols. This change would represent a fundamental shift from the current site selection process, and championships would conduct a bid process. Possible budget and administrative impacts are being evaluated in the plans.

The Championship Committee also will examine championship bracket sizes, access ratios and sports sponsorship levels, and establish parameters for needed adjustments. The Sports Sponsorship and Demographic Form data, along with routine monitoring of completed contests during the playing season, should assist in the committee's review.

- Maximum contests. The committee discussed this topic but did not make a recommendation at this time.

4. Name, Image and Likeness (NIL) Survey Update. The committee received an update on the results of the NIL survey sent to Division III presidents/chancellors, athletics directors, commissioners and National SAAC. The survey sought feedback on potential legislative concepts that would allow greater flexibility for a student-athlete to use their name, image and likeness to promote their own business activities and to endorse third party products or services. The survey sought input on two concepts and four additional topics.

- Concept one – Allow student-athletes to use their status as athletes to promote their own product or service.
- Concept two – Student-athletes may use their status as athletes to endorse third party products or services provided: (1) There is no institutional involvement in procuring promotional opportunities for student-athletes (except to the extent the institution is involved with assisting students generally); (2) NIL opportunities are not part of the recruiting process; and (3) Market rate is a tool to ensure compensation is not a substitute for pay to play.
- Additional topics included: Categories of promotion, use of institutional marks, compliance and professional services.

In general, the survey responses indicated strong support for work product and services, endorsements, and legislation to prohibit student-athletes from using their status as athletes to promote products and services such as alcohol, tobacco and sports gambling. A little more than half of respondents indicated student-athletes should be allowed to use institutional marks in the promotion of their own work product or service as well as in third-party promotions.

More than three-quarters indicated student-athletes should be required to report to institution all activities in which they use their status as an athlete for promotional purpose. Over 90 percent indicated the Association should ensure that member schools, conferences and student-athletes have access to resources that minimize administrative and educational burden associated with the adoption and implement of any legislation, including resources potentially provided by a third-party administrator. Finally, two-thirds were somewhat confident or confident that Division III

athletics departments can fulfill the various compliance responsibilities associated with these concepts including providing education to students, booster and staff, understanding and using the “market rate,” ensuring consistency in the use of institutional marks with institutional policy and establishing a monitoring process.

Next steps will include a review by the Division III NIL Oversight Working Group on July 18, as well as subsequent review by national SAAC, Management and Presidents Councils. In addition, the survey results will be included in the July Monthly Update.

5. **Other Business.** Staff noted a formal proposal on eligibility standards for student-athletes whose season was cut short due to COVID. The proposal outlines the parameters for student-athletes to receive their season back. SLR will review and forward its recommendation to AdCom and/or the Management Council,
6. **Adjournment.** The meeting adjourned at 3 p.m. EST.

Committee Chair: Tori Murden McClure, Spalding University
Staff Liaisons: Dan Dutcher, Division III Governance
Debbie Kresge, Division III Governance
Louise McCleary, Division III Governance
Jeff Myers, Academic and Membership Affairs
Ali Spungen, Division III Governance

NCAA Division III Administrative Committee
June 24, 2020, Teleconference
Attendees:
Heather Benning, Midwest Conference.
Fayneese Miller, Hamline University
Tori Murden McClure, Spalding University
Dennis Shields, University of Wisconsin, Platteville.
Not in Attendance:
Gerard Bryant, John Jay College of Criminal Justice.
Staff:
Dan Dutcher, Jarett Gerald, Debbie Kresge, Louise McCleary, Jeff Myers, Adam Skaggs, Ali Spungen and Liz Suscha.



**REPORT OF THE
NCAA DIVISION III ADMINISTRATIVE COMMITTEE
JULY 8, 2020, VIDEOCONFERENCE**

ACTION ITEMS.

1. Legislative Items.

- **None.**

2. Nonlegislative items.

a. General Eligibility Requirements – Season of Participation Waiver – Participation While Eligible – Administrative Criteria -- 14.2.7. and 14.2.7.1

- (1) **Recommendation.** The Administrative Committee, on behalf of the Management and Presidents Councils, approved a recommendation from the Committee on Student-Athlete Reinstatement (SAR) and waived the existing criteria for season-of-participation waivers – participation while eligible and approved a blanket waiver permitting student-athletes whose teams complete 50% or less of the sport’s maximum contests/dates of competition during the 2020-21 season due to ongoing impact from COVID-19 to receive a season-of-participation waiver – participation while eligible. Student-athletes whose teams complete more than 50% of the sport’s maximum contests/dates of competition during the 2020-21 season would not be eligible for the blanket waiver regardless of whether the student-athlete competed in 50% or less of the season.
- (2) **Effective Date.** Immediate and would apply for all sports during the 2020-21 academic year.
- (3) **Rationale.** The committee seeks to provide institutions and student-athletes appropriate flexibility given the current uncertainty surrounding the 2020-21 academic year due to the ongoing COVID-19 public health crisis. The committee noted institutions may be forced to provide a reduced athletics experience due to health and safety concerns and amending the criteria for a season-of-participation waiver – participation while eligible to allow participation in up to 50% of the sport’s maximum contests/dates of competition would ensure student-athletes have four meaningful participation opportunities within their 10-semester/15-quarter period of eligibility. Finally, the committee noted that issuing a proactive blanket waiver allows student-athletes to make informed enrollment decisions prior to the 2020-21 academic year.
- (4) **Budget Impact.** None.

- (5) Student-Athlete Impact. Student-athletes will not be charged with the use of a season of participation if the institution's team is unable to complete more than 50% of the sport's contest/dates of competition maximum, thereby, providing them the option to extend their participation opportunities.

b. General Eligibility Requirements – Ten-Semester/15-Quarter Rule – Ten-Semester/15-Quarter Rule Waiver -- 14.2.2. and 14.2.2.4

- (1) Recommendation. The Administrative Committee, on behalf of the Management and Presidents Councils, approved a recommendation from SAR and issued a blanket waiver permitting student-athletes to receive a two-semester/three-quarter extension of eligibility if the following conditions are met:
- The student-athlete was unable to participate in their sport during the 2020-21 academic year due to COVID-19, or the student-athlete's team completed 50% or less of the sport's maximum contests/dates of competition during the 2020-21 season due to the ongoing impact from COVID-19; and
 - The student-athlete was otherwise eligible for competition during the 2020-21 academic year.
- (2) Effective Date. Immediate and would apply for all sports during the 2020-21 academic year.
- (3) Rationale. SAR's guideline related to extension of eligibility waivers permits staff to approve a two-semester/three-quarter extension when extraordinary circumstances exist. The committee noted the circumstances surrounding the ongoing COVID-19 public health crisis are extraordinary and, therefore, satisfy the committee's guideline. Further, by approving a two-semester/three-quarter extension, institutions would no longer need to file an additional extension of eligibility waiver if a student-athlete seeks to maintain full-time enrollment.
- (4) Budget Impact. None.
- (5) Student-Athlete Impact. If the conditions are met, student-athletes will receive a two-semester/three-quarter extension providing them the option to extend their participation opportunities.

INFORMATIONAL ITEMS.

1. **Welcome.** The videoconference commenced at 10:02 a.m. Eastern Time. Staff welcomed the committee and reviewed the agenda.
2. **June 24, 2020, Report.** The committee approved the June 24, 2020, report with no changes.
3. **COVID-19 Impacts and Updates.**
 - a. Playing and Practice Seasons Subcommittee (PPSS) meeting. The Administrative Committee discussed a possible blanket waiver allowing institutions to declare alternate playing and practice seasons for fall sports (including football) – Bylaws 17.1.1.1 and 17.1.1.2. The blanket waiver would allow institutions the discretion to designate the spring as the traditional segment for fall sports. Since NCAA fall championships would remain as scheduled, institutions declaring a traditional segment in the spring for a sport(s) would not be eligible for that fall championship(s).

The Administrative Committee charged PPSS with developing an alternative playing seasons model or models for consideration by the Management Council. Even though there has been encouragement from the membership to act quickly, the committee felt this waiver merited additional discussion by PPSS, and the Management and Presidents Councils.
 - b. Subcommittee for Legislative Relief. Due to time constraints, the committee did not receive an update during this videoconference.
4. **Resocialization of Collegiate Sport: Updated Risk Considerations.** Dr. Hainline, chief medical officer at the NCAA, shared updates to the Resocialization of Collegiate Sports. This updated document will serve as a resource for member schools to use in coordination with applicable government agencies, and related institutional personnel, policies and guidelines. In addition, it remains subject to further revision as available COVID-19 data and information continues to emerge.

The committee noted the importance of the document in light of the significant discussions underway at the campus and conference levels, as well as at the NCAA national office, and the goal to distribute the document to the membership as soon as possible.

5. **Other Business.** The committee had no other business.
6. **Adjournment.** The meeting adjourned at 11:05 a.m. EST.

Committee Chair: Tori Murden McClure, Spalding University
Staff Liaisons: Dan Dutcher, Division III Governance
Debbie Kresge, Division III Governance
Louise McCleary, Division III Governance
Jeff Myers, Academic and Membership Affairs
Ali Spungen, Division III Governance

NCAA Division III Administrative Committee
July 8, 2020, Teleconference
Attendees:
Heather Benning, Midwest Conference.
Gerard Bryant, John Jay College of Criminal Justice.
Fayneese Miller, Hamline University
Tori Murden McClure, Spalding University
Dennis Shields, University of Wisconsin, Platteville.
Staff:
Dan Dutcher, Brian Hainline, Debbie Kresge, Louise McCleary, Jeff Myers, Adam Skaggs, Ali Spungen and Liz Suscha.

DIVISION III PHILOSOPHY STATEMENT

Colleges and universities in Division III place highest priority on the overall quality of the educational experience and on the successful completion of all students' academic programs. They seek to establish and maintain an environment in which a student-athlete's athletics activities are conducted as an integral part of the student-athlete's educational experience, and in which coaches play a significant role as educators. They also seek to establish and maintain an environment that values cultural diversity and gender equity among their student-athletes and athletics staff.

To achieve this end, Division III institutions:

- (a) Expect that institutional presidents and chancellors have the ultimate responsibility and final authority for the conduct of the intercollegiate athletics program at the institutional, conference and national governance levels; *(Adopted: 1/16/10 effective 8/1/10)*
- (b) Place special importance on the impact of athletics on the participants rather than on the spectators and place greater emphasis on the internal constituency (e.g., students, alumni, institutional personnel) than on the general public and its entertainment needs;
- (c) Shall not award financial aid to any student on the basis of athletics leadership, ability, participation or performance; *(Revised: 7/24/07)*
- (d) Primarily focus on intercollegiate athletics as a four-year, undergraduate experience; *(Adopted: 1/14/12)*
- (e) Encourage the development of sportsmanship and positive societal attitudes in all constituents, including student-athletes, coaches, administrative personnel and spectators;
- (f) Encourage participation by maximizing the number and variety of sport offerings for their students through broad-based athletics programs; *(Revised: 1/14/12)*
- (g) Assure that the actions of coaches and administrators exhibit fairness, openness and honesty in their relationships with student-athletes;
- (h) Assure that athletics participants are not treated differently from other members of the student body;
- (i) Assure that student-athletes are supported in their efforts to meaningfully participate in nonathletic pursuits to enhance their overall educational experience; *(Adopted: 1/14/12)*
- (j) Assure that athletics programs support the institution's educational mission by financing, staffing and controlling the programs through the same general procedures as other departments of the institution. Further, the administration of an institution's athletics program (e.g., hiring, compensation, professional development, certification of coaches) should be integrated into the campus culture and educational mission; *(Revised: 1/9/06 effective 8/1/06)*
- (k) Assure that athletics recruitment complies with established institutional policies and procedures applicable to the admission process; *(Adopted: 1/12/04 effective 8/1/04)*
- (l) Exercise institutional and/or conference autonomy in the establishment of initial and continuing eligibility standards for student-athletes; *(Adopted: 1/14/12)*
- (m) Assure that academic performance of student-athletes is, at a minimum, consistent with that of the general student body; *(Adopted: 1/9/06 effective 8/1/06)*
- (n) Assure that admission policies for student-athletes comply with policies and procedures applicable to the general student body; *(Adopted: 1/9/06 effective 8/1/06)*
- (o) Provide equitable athletics opportunities for student-athletes and give equal emphasis to men's and women's sports;

- (p) Support ethnic and gender diversity for all constituents; (*Adopted: 1/12/99*)
- (q) Give primary emphasis to regional in-season competition and conference championships; and
- (r) Support student-athletes in their efforts to reach high levels of athletics performance, which may include opportunities for participation in national championships, by providing all teams with adequate facilities, competent coaching and appropriate competitive opportunities.

The purpose of the NCAA is to assist its members in developing the basis for consistent, equitable competition while minimizing infringement on the freedom of individual institutions to determine their own special objectives and programs. The above statement articulates principles that represent a commitment to Division III membership and shall serve as a guide for the preparation of legislation by the division and for planning and implementation of programs by institutions and conferences.

NCAA Mission

What the brand wants to accomplish To govern competition in a fair, safe, equitable and sportsmanlike manner, and to integrate intercollegiate athletics into higher education so that the educational experience of the student-athlete is paramount.

DIII Positioning Statement

Who we are **Follow your passions and discover your potential.** The college experience is a time of learning and growth – a chance to follow passions and develop potential. For student-athletes in Division III, this happens most importantly in the classroom and through earning an academic degree. The Division III experience provides for passionate participation in a competitive athletics environment, where student-athletes push themselves to excellence and build upon their academic success with new challenges and life skills. And student-athletes are encouraged to pursue the full spectrum of opportunities available during their time in college. In this way, Division III provides an integrated environment for student-athletes to take responsibility for their own paths, follow their passions and find their potential through a comprehensive educational experience.

DIII Attributes

What we stand for	Proportion: appropriate relation of academics with opportunities to pursue athletics & other passions.	Comprehensive Learning: opportunity for broad-based education and success.	Passion: playing for the love of the game, competition, fun and self-improvement.	Responsibility: development of accountability through personal commitment and choices.	Sportsmanship: fair and respectful conduct toward all participants and supporters.	Citizenship: dedication to developing responsible leaders and citizens in our communities.
<i>NCAA Brand Attributes</i>	<i>Balance</i>	<i>Learning</i>	<i>Spirit</i>	<i>Character</i>	<i>Fair Play</i>	<i>Community</i>

Audiences

Who we are addressing **Student-Athletes / Parents** **DIII Internal Constituencies** **General Public / Media**

Audience Benefits

Key benefits of the DIII experience	<ul style="list-style-type: none"> - Continue to compete in a highly competitive athletics program and retain the full spectrum of college life. - Focus on academic achievement while graduating with a comprehensive education that builds skills beyond the classroom. - Access financial aid for college without the obligations of an athletics scholarship. - Opportunities to play more than one sport. - Be responsible for your own path, discover potential through opportunities to pursue many interests. 	<ul style="list-style-type: none"> - Academics are the primary focus for student-athletes. Shorter practice and playing seasons, no red-shirting and regional competition minimize time away from their academic studies and keep student-athletes on a path to graduation. - Student-athletes are integrated on campus and treated like all other members of the general student-body, keeping them focused on being a student first. - Participation in athletics provides valuable "life lessons" for student-athletes (teamwork, discipline, perseverance, leadership, etc) which often translate into becoming a better student and more responsible citizen. 	<ul style="list-style-type: none"> - Division III institutions develop student-athlete potential through a comprehensive educational approach. - Division III institutions offer athletics for the educational value and benefit to the student-athlete, not for the purposes of revenue generation or entertainment. - Participation in athletics provides valuable "life lessons" for student-athletes (teamwork, discipline, perseverance, leadership, etc) which often translate into becoming a better student and more responsible citizen. - Student-athletes compete in a highly competitive athletics program and retain the full spectrum of college life. - Student-athletes do not receive monetary incentive to play sports but rather participate for the love of the game.
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Reasons to Believe

Supporting features of DIII

- 1. Comprehensive educational experience.** Division III institutions develop student-athlete potential through a holistic educational approach that includes rigorous academics, competitive athletics and opportunity to pursue other interests and passions.
- 2. Integrated campus environment.** 26% of all students at Division III institutions participate in athletics. Those participating in athletics are integrated into the campus culture and educational missions of their colleges or universities:
 - Student-athletes are subject to admission and academic performance standards consistent with the general student body;
 - Student-athletes are not provided any special housing, services or support from their institution different from other students or student groups;
 - Athletics departments are regulated and managed through the same general procedures and practices as other departments of the institution.

This integration of athletics allows the student-athletes to take full advantage of the many opportunities of campus life and their entire collegiate experience.
- 3. Academic focus.** Student-athletes most often attend a college or university in Division III because of the excellent academic programs, creating a primary focus on learning and achievement of their degree. The division minimizes the conflicts between athletics and academics through shorter playing and practicing seasons, the number of contests, no red-shirting or out-of-season organized activities and a focus on regional in-season and conference play.
- 4. Available financial aid.** 75% of all student-athletes in Division III receive some form of grant or non-athletics scholarship. Student-athletes have equal opportunity and access to financial aid as the general student body – but are not awarded aid based on athletics leadership, ability, performance or participation.
 - Division III does not award athletics scholarships. Without the obligation of an athletics scholarship, student-athletes can emphasize academics, athletics and other opportunities of college life appropriate to the necessary commitment and their own passions.
- 5. Competitive athletics programs.** Student-athletes do not receive any monetary incentive (athletics scholarship) to play sports in college. They play for the love and passion of the game and to push themselves to be their best, creating an intense, competitive athletics environment for all who participate.
- 6. National championship opportunities.** Division III has over 190,000 student-athletes competing annually in 37 different national championships. These competitions provide an opportunity for student-athletes to compete at the highest level and fulfill their athletics potential.
- 7. Commitment to athletics participation.** Division III institutions are committed to a broad-based program of athletics because of the educational value of participation for the student-athlete. The division has a higher number and wider variety of athletics opportunities on average than any other division in the NCAA, emphasizing both competitive men's and women's sports.





REPORT OF THE
DIVISION III CONVENTION PLANNING SUBCOMMITTEE
JUNE 25, 2020, TELECONFERENCE

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

1. **Welcome and Review of Roster.** The chair, Lori Mazza, commenced the teleconference at 11 a.m. Eastern time, welcomed the subcommittee and reviewed the roster.
2. **March 26, 2020, Teleconference Report.** The subcommittee reviewed and approved the report.
3. **Educational Session Topic Ideas.** The subcommittee reviewed the Division III membership survey feedback (634 responses, approximately 100 more responses than last year) and recommends the following Division III educational session topics for the 2021 NCAA Convention:
 - Division III sessions.
 - (1) COVID-19.
 - (2) Social/Racial Injustices.
 - (3) Sexual Violence Assault Prevention.
4. **Review 2021 NCAA Convention Draft Schedule.** The subcommittee reviewed the draft schedule and had no changes.
5. **Review Division III Sessions – Wednesday, January 13.** Staff noted that both the Athletics Direct Report (ADR) Institute and the Student Immersion Program will begin on Wednesday.
6. **Review Tentative Division III Governance Related Sessions – Thursday, January 14.** The subcommittee noted that four luncheons (president/chancellor, ADR, New AD and SAAC) will be held on Thursday. There also will be a Special Olympics Unified Sports Activity in the early afternoon.
7. **Issues Forum – Friday, January 15.** The subcommittee has secured Lenora Billings-Harris to speak about Unconscious Bias during the first hour of the Issues Forum and it decided to table finalizing the remaining Issues Forum plans until the next teleconference scheduled for September 9.

Suggestions for second hour of Issues Forum:

- a. Social/Racial Injustice.
- b. COVID-19 – what did you learn?
- c. Sexual Violence Assault Prevention.
- d. Continue Unconscious Bias topic via roundtable discussion.

8. Business Session – Saturday, January 16. The subcommittee endorsed the following format:

- | | |
|-----------------|---------------------------------------|
| 8 to 8:30 a.m. | Welcome and updates. |
| 8:30 to 11 a.m. | Voting on 2021 legislative proposals. |

9. Convention Management Updates. Convention management reviewed the following:

- a. Hotel property update and rate. The Division III Issues Forum and Business Session will be held at the Gaylord National Resort and Convention Center. A decision will be made by the Board of Governors in July or August if the Convention will be in person or virtual.
- b. Registration open date. TBD.
- c. Honors Celebration ticket cost. Tickets will be available through the registration site at \$20 per ticket.
- d. Meeting portal. TBD.

10. 2021 Convention Timeline. The subcommittee reviewed the timeline and had no changes.

11. Teleconferences. The subcommittee will have teleconferences on the following dates:

- a. September 9, 11 a.m. Eastern time;
- b. November 9, 11 a.m. Eastern time; and
- c. December 14, 11 a.m. Eastern time.

12. **Other Business.** There was no other business.

13. **Adjournment.** The videoconference adjourned at 1:55 p.m. Eastern time.

Committee Chair: Lori Mazza, Western Connecticut State University, Little East Conference.

Staff Liaisons: Ali Spungen, Division III Governance

Debbie Brown, Division III Governance

NCAA Division III Convention Planning Subcommittee June 25, 2020, Teleconference	
Attendees:	
Sam Ferguson, McMurry University, American Southwest Conference.	
Mariann Ingraham, Elms College, New England Collegiate Conference.	
Gregg Kaye, Commonwealth Coast Conference.	
Marcus Manning, Centenary College (Louisiana), Southern Collegiate Athletic Conference.	
Lori Mazza, Western Connecticut State University, Little East Conference.	
Laura Mooney, Massachusetts College of Liberal Arts, Massachusetts State Collegiate Athletic Conference.	
Troy Paino, University of Mary Washington, Capital Athletic Conference.	
Rob Passage, Willamette University, Northwest Conference.	
Colby Pepper, Covenant College, USA South Athletic Conference.	
Lori Runksmeier, Eastern Connecticut State University, NADIII A.	
Kandis Schram, Maryville College (Tennessee), USA South Athletic Conference.	
Brian Sisson, Saint Mary's University of Minnesota, Minnesota Intercollegiate Athletic Conference.	
Patrick Summers, New England Women's and Men's Athletic Conference, D3CA.	
Absentees	
Heather Benning, Midwest Conference.	
Davie Gilmour, Pennsylvania College of Technology, North Eastern Athletic Conference.	
Richanne Mankey, Defiance College, Heartland Collegiate Athletic Conference.	
Guests in Attendance	
NCAA Staff Support in Attendance	
Debbie Brown, Samantha Farley, Jessi Faulk, Jarett Gerald, Louise McCleary, Melissa Piening, Stacey Preston, Ali Spungen, Emily Tisdale and Jeremy Villanueva.	



**REPORT OF THE NCAA DIVISION III STRATEGIC
PLANNING AND FINANCE COMMITTEE
JUNE 11, 2020, TELECONFERENCE**

ACTION ITEMS.

1. Legislative Items.

- None.

2. Nonlegislative.

a. Budget Cuts.

- (1) Recommendation. Approve the championships and nonchampionships budget cuts proposed in Attachment A.
- (2) Effective date. September 1, 2020.
- (3) Rationale. Due to the impact of COVID-19 and the significant budget impact caused by the cancelation of the Division I men's basketball championship, the committee recommends the proposed championships and nonchampionships budget cuts through 2023-24 (the current CBS/Turner broadcast agreement). This year's budget experienced a 70% loss, approximately \$22 million, and ultimately a budget overage of approximately \$9 million. The shortfall will be covered by the division's mandated reserve. By eliminating the championship and nonchampionship supplemental items outlined in the attachment, the division's future budget forecast shows a positive operating budget and reserve status through the end of the current contract.
- (4) Estimated budget impact. Budget reduction for 2020-21 is approximately \$1.7 million for championships and \$600 thousand for nonchampionships (\$2.3 million overall). For 2021 to 2024, the annual reduction is \$1.5 million.
- (5) Estimated student-athlete impact. None.

b. Mandatory Reserve Policy.

- (1) Recommendation. Revise the mandated reserve policy to a flat \$15 million, plus a \$5 million financial insurance policy, with a two percent increase every two years. [See Attachment B]
- (2) Effective date. September 1, 2024.
- (3) Rationale. The NCAA's current CBS/Turner broadcast agreement ends in 2023-24, and the last two years of the contract have a flat revenue increase. The new agreement includes an 11% revenue increase in 2024-24. Since

Division III's current mandated reserve policy is 50% of the annual revenue plus a \$5 million insurance policy, the significant revenue increase (i.e., 11%) in 2024-25 dictates an immediate and significant increase to the mandated reserve (approximately a \$2 million increase).

This year (2019-20), the division will spend just under \$20 million to cover its expenses. If there is another catastrophic event like COVID-19, the committee noted that approximately \$20 million would be needed to cover expenses. This adjustment to the mandated reserve will enable the division to avoid cuts to its operating and supplemental expenses while it maintains the goal to stay within a 75/25 ratio of championship to nonchampionship budget allocation. It also allows for a slight surplus above and beyond the mandated reserve policy. The committee will continue its annual review of the budget and mandated reserve policy and adjust accordingly if dictated by budget trends and forecasts prior to the implementation of this policy revision in 2024-25.

- (4) Estimated budget impact. Maintains operating and supplemental budgets and championships to nonchampionships allocation ratios for 2024-25 to 2031-32.
- (5) Estimated student-athlete impact. None.

INFORMATIONAL ITEMS

1. **Welcome.** The chair, President Fayneese Miller, Hamline University, called the teleconference to order at 10:01 a.m. EST.
2. **Report from the March 24, 2020, Teleconference.** The committee reviewed and approved its report from March 2020.
3. **Spring 2020 PC/MC Summary of Actions.** The committee reviewed its most recent recommendations and final actions by the Councils at the April 2020 meetings.
4. **Division III Strategic Plan.** Staff reviewed the final analysis of Year One 2019-20 strategic plan and the outcomes of the division's initiatives (e.g., accomplished, on-going or not accomplished); as well as the proposed plan for 2020-21. Year two of the budget cycle (2020-21) shows no new initiatives and details proposed budget reductions due to the impact of COVID-19. [Attachment C and D]

Once approved by the Councils, the strategic plan will be posted on the Division III website, as well as distributed to the membership.

5. **Division III Budget**

- a. 2019-20 Budget-to-Actual. The committee reviewed the 2019-20 budget-to-actual summary as of the end of May 2020. To date the budget indicates a \$7.5 million overage; however due to some outstanding nonchampionship and championship commitments, staff anticipates a \$9 million shortfall.
- b. Potential 2020-21 Nonchampionships Budget Cuts. Staff updated the committee on the potential nonchampionship budget cuts for FY21 to FY24 to help offset budget shortfalls due to the impact of COVID-19. (See action item 2a.)
- c. Potential 2020-21 Championships Budget Cuts. The Championships Committee chair presented the potential championship budget cuts for FY21 to FY24 to help offset budget shortfalls due to the impact of COVID-19. [See action item 2a.] Those initiatives include:
 - Hold annual sport committee meetings virtually and eliminate banquet at finals site (\$440,000) for 2020-21 only.
 - Eliminate local group transportation for individual sports (\$627,000).
 - Eliminate local group transportation for team sports (\$345,000).
 - Suspend pilot program to separate conference opponents in the first round of competition (\$349,000) for 2020-21 only.

6. **Conference Grant Policy Requests.** The committee approved the following Conference Grant Policy requests from the Division III Commissioners Conference Grant Subcommittee:

- Allow the use of Tier Two funds for personal protective equipment effective immediately for 2019-20 and 2020-21 only.
- For 2020-21, allow the use of Tier Two funds for medical testing/screening equipment for COVID-19.
- Allow the use of Tier One senior woman administrator (SWA) funding for attendance at WeCoach. WeCoach is a membership organization dedicated to the recruitment, advancement and retention of women coaches of all sports and levels.

Staff noted the SWA request is a permanent policy change.

7. **Update on 2019-20 Division III initiatives with a budget impact.**

- a. Ethnic Minority and Women Internship and Strategic Alliance Matching Grant.
 - (1) Ethnic Minorities and Women's Internship Grant. Staff noted that six institutions deferred their grant to 2021-22, with twenty-three recipients receiving funds this year. The call for proposals for the 2021-22 cycle will be available via the NCAA Program Hub, September 2020.

- (2) Strategic Alliance Matching Grant. Staff noted that two institutions deferred their grant to 2021-22, with six recipients receiving funds this year. The call for proposals for the 2021-22 cycle will be available via the NCAA Program Hub, September 2020.
- b. 360 Proof. Thirty-one percent, 242 of 772 eligible institutions, are currently registered for 360 Proof, which is a slight increase from June 2019. Committee members noted the low numbers using the program and whether the division could use these funds for another initiative. Staff noted that since the division is in the middle of a two-year budget cycle, the committee should review this reallocation in the spring of 2021 as the division is developing its next budget cycle. Staff also noted it is currently discussing transitioning the program to the Sports Science Institute, effective 2021-22.
- c. International Ice Hockey Pilot. During the 2019-20 academic year, Division III extended the international ice hockey pilot for a second year based on positive survey results from last year's pilot participants. The pilot parameters included the NCAA Eligibility Center (EC) reviewing the sports participation history of all international first-year ice hockey players as part of their amateurism review process. The second year of the pilot was funded 50% by governance, a total cost of approximately \$9,000. Staff surveyed this year's pilot participants and overall, the feedback was positive. However, the survey indicated some concern and student-athlete burden with the certification fee. In April, the Management Council determined it would not recommend funding another year of the pilot program. Since there is no plan for a future pilot, staff is answering questions for any member conferences that might be interested in sponsoring legislation requiring the use of the EC with international student-athletes. The EC has indicated a willingness to discuss and consider a reduced fee for Division III certifications.
- d. Division III Identity Initiative. The committee received an update on the identity initiative that highlighted the purchasing website, DIII/D3SIDA Recognition Award, Social Media, Special Olympics, Division III Week and website content.
- During the week of May 4-7, the Division III Student-Athlete Advisory Committee launched its inaugural Mental Health Social Media Campaign to raise awareness surrounding mental health issues by creating a social dialogue and establishing a mental well-being presence associated with the NCAA. Nearly 70% of Division III institutions and 80% of the division's conferences participated in the four-day event.
- e. LGBTQ Facilitator Training. Staff noted 55 Division III members received trainings in either May or December to become an LGBTQ OneTeam Program facilitator. Currently just under 2,000 campus and conference members have participated in the OneTeam Program. While the program will continue next year and beyond, there will be no additional facilitator trainings scheduled for 2020-21.

8. **Programs Canceled in due to COVID-19.** Staff noted the following staff-administered programs were canceled in 2020 due to the impact of COVID-19: (1) CoSIDA Student Program; (2) Student-Athlete Leadership Forum; (3) Next Steps Program; (4) Senior Woman Administrator Program; (5) Institute for Administrative Advancement; and (6) New AD Orientation. A new AD Orientation was recently held virtually for approximately 35 to 40 new athletics directors.

9. **Other Business.**
 - a. Board of Governors Update. The committee received an update on the NCAA's office internal budget process, Association-wide Strategic Plan, Name, Image and Likeness and sexual violence prevention additional requirements in 2021-22.

 - b. Division III Strategic Positioning Platform Working Group. Staff asked for additional volunteers to serve on this working group following the approval of the Association-Wide Strategic Plan by the Board of Governors in August.

10. **Future Meetings.** An invitation will be sent to schedule the November teleconference.

11. **Adjournment.** The teleconference adjourned at 11:36 a.m. EST.

Committee Chair: Fayneese Miller, Hamline University
Staff Liaisons: Mark Aiken, Administrative
Dan Dutcher, Division III Governance
Eric Hartung, Research
Louise McCleary, Division III Governance
Jeff Myers, Academic and Membership Affairs
Ali Spungen, Division III Governance

NCAA Division III Strategic Planning and Finance Committee
June 11, 2020, teleconference
Attendees:
Angela Baumann, Massachusetts State Collegiate Athletic Conference.
Heather Benning, Midwest Conference.
Chuck Brown, Pennsylvania State University Erie, the Behrend College.
David Ellis, Becker College.
Tiffany Franks, Averett University.
Kiki Jacobs, Roger Williams University.
Robert Lindgren, Randolph-Macon College.
Lori Mazza, Western Connecticut State University.
Fayneese Miller, Hamline University, chair.

Colby Pepper, Covenant College, SAAC.
Dennis Shields, University of Wisconsin, Platteville.
Kent Trachte, Lycoming College.
Michael Vienna, Emory University.
Joseph Walsh, Great Northeast Athletic Conference.
Absentees:
None.
NCAA Staff Support in Attendance:
Dan Dutcher, Debbie Kresge, Louise McCleary, Adam Skaggs and Ali Spungen.
Other NCAA Staff Members in Attendance:
Mark Aiken, Eric Hartung, Jeff Myers, Rachel Stern and Liz Suscha.

Initiative	Sport(s)	Detail	Savings Amount
Hold annual sport committee meetings virtually and eliminate banquet at finals site	All	Confirmed - 20-21 year only; virtually manage meetings with Microsoft Teams application (already in effect for remainder of FY20); discuss alternate ways to celebrate SAs and deliver Elite 90 award	\$ 440,000
Eliminate local ground transportation - individual sports	Ind	For discussion - consider for 20-21 year only or beyond; reimbursement for schools traveling by air and using local ground transportation at site	\$ 627,000
Eliminate local ground transportation - team sports	Team	For discussion - consider for 20-21 year only or beyond; reimbursement for schools traveling by air and using local ground transportation at site	\$ 345,000
Suspend pilot program to separate conference opponents in the first round of competition	Team	For discussion - suspend or eliminate? First year of pilot program resulted in one instance through fall and winter champs (football with expense of \$131K)	\$ 349,000

2020-21 Division III Proposed Nonchampionships Budget

	2020-21	Proposed 2020-21	2021-22	Notes
	Budget	Budget		
Expenses (continued):				
Non-Championship Expenses				
Strategic Initiative Conference Grants	3,194,730	3,194,730		
Other Division III Strategic Initiatives				
Women & Minority Intern Program	1,300,000	1,300,000		
Strategic Alliance Matching Grant	708,600	708,600		
Student-Athlete Leadership Conference	365,000	350,000		In the fall in Chicago. Fewer participants.
Division III Identity Program	300,000	234,000		Reduce purchasing website credit from \$500 to \$350
DIII Diversity Initiatives	250,000	250,000		If health and safety concerns continue, may reduce.
Division-wide Sportsmanship Initiative	225,000	225,000	100,000	Moved Aug. 2020 event to Dec. 2021 so new expense for 2021-22 - saved in 2019-20
360 Proof (formerly Drug Education and Research)	115,000	100,000		Reduce scope of work - eliminate communication contractor.
Campus-based Student-Athlete Leadership Programs	100,000	75,000		Budget savings reduction. May have to balance to zero if Leadership Development doesn't contract facilitators.
LGBTQ Inclusion Program	100,000	20,000		Only need funding to send 3 award recipients to Convention and reception.
Institute for Coaching Advancement	100,000	100,000		
Membership Learning Management System	94,000	20,000		On hold until new AMA FTE is approved

ADR Institute	90,000	85,000	If health and safety concerns continue, may reduce.
SAAC April Meeting and Associate Member Travel	90,000	90,000	Need this funding for our associate members.
FAR Institute/Orientation	85,000	80,000	If health and safety concerns continue, may reduce.
New AD and Commissioner Orientation	85,000	85,000	
360 Membership Engagement Program	85,000	0	On hold due to COVID-19
NAD3AA Partnership	75,000	75,000	
Annual Convention	70,000	70,000	
Miscellaneous Division III Initiatives	179,670	40,000	Reduce to have enough funds for reclass of asst. director position in governance and some governance operations expenses.
Co-SIDA Partnership	44,000	44,000	
Division III Event Cancellation Insurance	41,000	41,000	
Special Olympics Partnership	35,000	35,000	
SWA Enhancement Grant Program (WLCS)	30,000	30,000	
Conference Commissioners Meeting	20,000	20,000	
Other Working Groups	20,000	0	Hold all working group meetings remotely
CoSIDA D3 Day	15,000	15,000	
Administrator and Commissioner Meeting (NADIII AA and D3CA)	10,000	10,000	
Staff Professional Development	7,000	7,000	
Academic Reporting Honorarium	0	0	
Injury Surveillance and Testing	0	0	
Non-Championships Expense	7,834,000	7,304,330	
Overhead Allocation	1,242,180	1,242,180	
Total Non-Championships Expenses	9,076,180	8,546,510	
		529,670	Amount of reduction
Misc. increase from FY21 revenue allocation - put into mandated reserve.		79,005	
		608,675	Total reduction

Post COVID with reductions - PROPOSED mandated reserve policy

Assumptions:

- A) Goal is to a modest Cash Reserve Surplus; minimize the Net Change in Fund Balance and stay close to the 75/25 ratio of championship to nonchampionship spend.
- B) Changes in "Policy" could be implemented for fiscal year 2014-2015, but the earliest Changes in "Program funding" could realistically occur is 2015-2016.
 - Game Operations increases by X% each fiscal year based on FY2009-10 thru FY2015-16 average increases. Actual growth rate is 4.6% annually. 1.00% [DIII Champs Assumption Analysis 16-17](#)
 - Committee expenses increase by X% each fiscal year based on FY2011-12 thru FY2015-16 average increases. Actual growth rate is -2.1% annually. 0.00% [DIII Champs Assumption Analysis 16-17](#)
 - Team Transportation increases by X% each fiscal year based on cost per traveler analysis for FY2008-09 thru FY2016-17. 3.94% [Presentation to CFO on Travel Models by division](#)
 - Projection does not include any increase increase in bracket size due to sport sponsorship increases (access ratio) other than 2015-16 bracket expansion for women's lacrosse (2 teams) and 2017-18 women's swimming and diving improved access ratio.

The National Collegiate Athletic Association

Division III Budget Projections

	2018-19 Actual	2019-20 Projection	2020-21 Projection	2021-22 Projection	2022-23 Projection	2023-24 Projection	2024-25 Projection	2025-26 Projection	2026-27 Projection	2027-28 Projection	2028-29 Projection	2029-2030 Projection	2030-31 Projection	2031-32 Projection
Revenue:														
Division III 3.18% Revenue Allocation	\$ 32,249,015	\$ 10,138,880	\$ 33,924,323	\$ 34,607,323	\$ 34,752,323	\$ 34,803,323	\$ 38,683,323	\$ 39,478,323	\$ 40,432,323	\$ 41,227,323	\$ 42,976,323	\$ 44,089,323	\$ 45,202,323	\$ 44,089,323
Draw from DIII Reserve														
Additional Revenue from Membership Dues Increase	\$ 530,200	\$ 530,200	\$ 519,000	\$ 519,000	\$ 519,000	\$ 519,000	\$ 519,000	\$ 519,000	\$ 519,000	\$ 519,000	\$ 519,000	\$ 519,000	\$ 519,000	\$ 519,000
Division III Other Revenue	57,500	-	-	-	-	-	-	-	-	-	-	-	-	-
Total Revenue	\$ 32,836,715	\$ 10,669,080	\$ 34,443,323	\$ 35,126,323	\$ 35,271,323	\$ 35,322,323	\$ 39,202,323	\$ 39,997,323	\$ 40,951,323	\$ 41,746,323	\$ 43,495,323	\$ 44,608,323	\$ 45,721,323	\$ 44,608,323
Projected Revenue Increase	2.6%	-68.6%	234.6%	2.0%	0.4%	0.1%	11.1%	2.1%	2.4%	2.0%	4.2%	2.6%	2.5%	-2.5%
Expenses:														
Championships Game Operations	4,696,723	2,388,104	4,366,503	4,612,168	4,693,290	4,704,873	4,751,922	4,799,441	4,847,435	4,895,910	4,944,869	4,994,318	5,044,261	5,094,703
Championships Committee	353,305	352,902	292,815	492,815	492,815	492,815	492,815	492,815	492,815	492,815	492,815	492,815	492,815	492,815
Championships Team Transportation	9,128,803	6,144,085	11,546,230	12,001,151	12,473,997	12,965,472	13,476,312	14,007,279	14,559,165	15,132,796	15,729,029	16,348,752	16,992,893	17,662,413
Championships Per Diem	6,844,931	3,264,493	8,202,045	8,202,045	8,202,045	8,202,045	8,202,045	8,202,045	8,202,045	8,202,045	8,202,045	8,202,045	8,202,045	8,202,045
Championships Overhead Allocation ⁴	422,000	435,000	448,000	461,000	475,000	489,000	504,000	519,000	535,000	551,000	568,000	585,000	603,000	621,000
Total Championship Expenses	21,445,763	12,584,584	24,855,593	25,769,180	26,337,147	26,854,205	27,427,094	28,020,580	28,636,461	29,274,566	29,936,757	30,622,930	31,335,014	32,072,977
Non-Championships Base Budget	6,616,467	6,146,992	7,265,000	7,402,000	7,403,000	7,380,000	7,880,000	7,958,800	8,038,388	8,118,772	8,199,960	8,281,959	8,364,779	8,448,427
Non-Championships Initiatives	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Non-Championships Overhead Allocation ⁴	1,037,000	1,094,000	1,127,000	1,161,000	1,196,000	1,232,000	1,269,000	1,307,000	1,346,000	1,386,000	1,428,000	1,471,000	1,515,000	1,560,000
Total Non-Championship Expenses	7,653,467	7,240,992	8,392,000	8,563,000	8,599,000	8,612,000	9,149,000	9,265,800	9,384,388	9,504,772	9,627,960	9,752,959	9,879,779	10,008,427
Total Division III Expenses (before supplemental spending)	\$ 29,099,230	\$ 19,825,576	\$ 33,247,593	\$ 34,332,180	\$ 34,936,147	\$ 35,466,205	\$ 36,576,094	\$ 37,286,380	\$ 38,020,849	\$ 38,779,338	\$ 39,564,717	\$ 40,375,889	\$ 41,214,793	\$ 42,081,403
Net Change in Fund Balance (before supplemental spending)	\$ 3,737,485	\$ (9,156,496)	\$ 1,195,730	\$ 794,143	\$ 335,176	\$ (143,882)	\$ 2,626,229	\$ 2,710,943	\$ 2,930,474	\$ 2,966,985	\$ 3,930,606	\$ 4,232,434	\$ 4,506,530	\$ 2,526,920
Supplemental items:														
Local ground transportation for individual sports	575,000	-	-	-	-	-	733,000	762,000	792,000	823,000	855,000	889,000	924,000	960,000
Men's Joint Championship	-	82,500	-	-	-	-	-	-	-	-	-	-	-	-
Women's Joint Championship	-	-	-	-	250,000	-	-	-	-	-	-	-	-	-
Guarantee first round no conference match-ups	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Local ground transportation for team sports	316,000	-	-	-	-	-	403,000	419,000	436,000	453,000	471,000	490,000	509,000	529,000
Increase in travel party size for team sports	1,036,000	-	1,112,000	1,137,000	1,163,000	1,190,000	1,218,000	1,247,000	1,277,000	1,308,000	1,340,000	1,374,000	1,409,000	1,445,000
Supplemental Championships Spending from reserve ²	1,927,000	82,500	1,112,000	1,137,000	1,413,000	1,190,000	2,354,000	2,428,000	2,505,000	2,584,000	2,666,000	2,753,000	2,842,000	2,934,000
Supplemental Non-Championships Spending from reserve	530,200	-	-	-	-	-	519,000	519,000	519,000	519,000	519,000	519,000	519,000	519,000
Total Supplemental Spending	2,457,200	82,500	1,112,000	1,137,000	1,413,000	1,190,000	2,873,000	2,947,000	3,024,000	3,103,000	3,185,000	3,272,000	3,361,000	3,453,000
Division III Membership Dues Credit	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total Division III Expenses (after supplemental spending)	\$ 31,556,430	\$ 19,908,076	\$ 34,359,593	\$ 35,469,180	\$ 36,349,147	\$ 36,656,205	\$ 39,449,094	\$ 40,233,380	\$ 41,044,849	\$ 41,882,338	\$ 42,749,717	\$ 43,647,889	\$ 44,575,793	\$ 45,534,403
Net Change in Fund Balance (after supplemental spending)	\$ 1,280,285	\$ (9,238,996)	\$ 83,730	\$ (342,857)	\$ (1,077,824)	\$ (1,333,882)	\$ (246,771)	\$ (236,057)	\$ (93,526)	\$ (136,015)	\$ 745,606	\$ 960,434	\$ 1,145,530	\$ (926,080)
Projected Expense Increase	-2.4%	-36.9%	72.6%	3.2%	2.5%	0.8%	7.6%	2.0%	2.0%	2.0%	2.1%	2.1%	2.1%	2.2%
Beginning Fund Balance (Projected Reserve and Unallocated Funds)	\$ 29,181,289	\$ 30,461,574	\$ 21,222,578	\$ 21,306,308	\$ 20,963,451	\$ 19,885,627	\$ 18,551,745	\$ 18,304,974	\$ 18,068,917	\$ 17,975,391	\$ 17,839,376	\$ 18,584,982	\$ 19,545,416	\$ 20,690,946
Less:														
Net Change in Fund Balance	1,280,285	(9,238,996)	83,730	(342,857)	(1,077,824)	(1,333,882)	(246,771)	(236,057)	(93,526)	(136,015)	745,606	960,434	1,145,530	(926,080)
Ending Fund Balance (Projected Reserve and Unallocated Funds)	\$ 30,461,574	\$ 21,222,578	\$ 21,306,308	\$ 20,963,451	\$ 19,885,627	\$ 18,551,745	\$ 18,304,974	\$ 18,068,917	\$ 17,975,391	\$ 17,839,376	\$ 18,584,982	\$ 19,545,416	\$ 20,690,946	\$ 19,764,866
Mandated Reserve ¹	(16,124,508)	(5,069,440)	(16,962,162)	(17,303,662)	(17,376,162)	(17,401,662)	(15,000,000)	(15,000,000)	(15,300,000)	(15,300,000)	(15,606,000)	(15,606,000)	(15,918,120)	(15,918,120)
Cash available in excess of reserve policy	\$ 14,337,067	\$ 16,153,138	\$ 4,344,147	\$ 3,659,790	\$ 2,509,466	\$ 1,150,084	\$ 3,304,974	\$ 3,068,917	\$ 2,675,391	\$ 2,539,376	\$ 2,978,982	\$ 3,939,416	\$ 4,772,826	\$ 3,846,746
Percentage DIII Spend - Championships	74%	64%	76%	76%	76%	77%	75%	76%	76%	76%	76%	76%	77%	77%
Percentage DIII Spend - Non-Championships	26%	36%	24%	24%	24%	23%	25%	24%	24%	24%	24%	24%	23%	23%

- Notes:
- 1 Mandated reserve through FY2024 is 50% of the annual DIII revenue allocation. Beginning in FY2025 the mandated reserve will be a flat \$15M. The division also holds a separate event cancellation insurance policy with a \$5M limit.
 - 2 Supplemental championships spending is earmarked for individual/team local ground transportation and returning travel party sizes to 2013-14 levels. This supplemental spending would be evaluated first for elimination in the event of an operating deficit.
 - 3 Amount includes inflationary increase from prior year amount (light blue highlight).
 - 4 All amounts for 2018-19 are unaudited amounts. Overhead estimates were last updated September 2018.
 - 5 Figures highlighted were reduced or eliminated due to the FY2020 basketball tournament being cancelled. Expense reductions are as follows:

Total Championships Expenses	-	(11,410,568)	(400,000)	-	-	-	-	-	-	-	-	-	-	-
Total Non-Championships Expenses	-	(1,002,412)	(89,000)	(89,000)	(89,000)	(89,000)	(522,000)	(604,200)	(723,612)	(802,228)	(1,116,040)	(1,269,041)	(1,421,221)	(1,013,573)
Total Supplemental Spend	-	(3,021,500)	(1,840,000)	(1,530,000)	(1,570,000)	(1,612,000)	-	-	-	-	-	-	-	-
Total Expense Reduction	-	(15,434,480)	(2,329,000)	(1,619,000)	(1,659,000)	(1,701,000)	(522,000)	(604,200)	(723,612)	(802,228)	(1,116,040)	(1,269,041)	(1,421,221)	(1,013,573)

Division III Strategic Plan

2019-21 Budget Biennium **[Year 1: 2019-20 – Final Analysis]**

Vision Statement: Division III will be a dynamic and engaging group of colleges, universities and conferences of varying sizes and missions committed to an environment that encourages and supports health and safety, diversity, values, fairness, and equity, and places the highest priority on the overall educational experience of its student-athletes in the conduct of intercollegiate athletics.



INTRODUCTION

The Division III strategic plan serves many purposes. It begins with the Division III Philosophy Statement to establish the framework from which the division's programs, resource allocations, and regulatory decisions are made. It highlights the Division III Strategic Positioning Platform to clarify the practical impact of the Division III philosophy and summarizes the division's strategic priorities by outlining what must be accomplished in the current budget biennium for the division to be successful.

The plan also serves to highlight the programs and services offered for the division's membership. This list of offerings is arranged in a way that demonstrates the connection of each Division III program to the NCAA Strategic Plan and explains when a program or initiative is funded from Division III dollars or a different Association budget. To bring further transparency to the division's operations, the plan justifies every line of the Division III budget against the philosophy statement or NCAA Constitution. Finally, the plan includes a note on its history, which tracks the evolution of the division's entire strategic initiatives program.

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DIVISION III PHILOSOPHY STATEMENT

Colleges and universities in Division III place the highest priority on the overall quality of the educational experience and on the successful completion of all students' academic programs. They seek to establish and maintain an environment in which student-athlete's athletics activities are conducted as an integral part of the student-athlete's educational experience, and an environment that values cultural diversity and gender equity among their student-athletes and athletics staff. To achieve this end, Division III institutions:

- (a) Expect that institutional presidents and chancellors have the ultimate responsibility and final authority for the conduct of the intercollegiate athletics program at the institutional, conference and national governance levels;
- (b) Place special importance on the impact of athletics on the participants rather than on the spectators and place greater emphasis on the internal constituency (e.g., students, alumni, institutional personnel) than on the general public and its entertainment needs;
- (c) Shall not award financial aid to any student on the basis of athletics leadership, ability, participation or performance;
- (d) Primarily focus on intercollegiate athletics as a four-year, undergraduate experience;
- (e) Encourage the development of sportsmanship and positive societal attitudes in all constituents, including student-athletes, coaches, administrative personnel and spectators;

- (f) Encourage participation by maximizing the number and variety of sport offerings for their students through broad-based athletics programs;
- (g) Assure that the actions of coaches and administrators exhibit fairness, openness and honesty in their relationships with student-athletes;
- (h) Assure that athletics participants are not treated differently from other members of the student body;
- (i) Assure that student-athletes are supported in their efforts to meaningfully participate in nonathletic pursuits to enhance their overall educational experience;
- (j) Assure that athletics programs support the institution's educational mission by financing, staffing and controlling the programs through the same general procedures as other departments of the institution. Further, the administration of an institution's athletics program (e.g., hiring, compensation, professional development, certification of coaches) should be integrated into the campus culture and educational mission;
- (k) Assure that athletics recruitment complies with established institutional policies and procedures applicable to the admission process;
- (l) Exercise institutional and/or conference autonomy in the establishment of initial and continuing eligibility standards for student-athletes;

- (m) Assure that academic performance of student-athletes is, at a minimum, consistent with that of the general student body;
- (n) Assure that admission policies for student-athletes comply with policies and procedures applicable to the general student body.
- (o) Provide equitable athletics opportunities for males and females and give equal emphasis to men's and women's sports;
- (p) Support ethnic and gender diversity for all constituents;
- (q) Give primary emphasis to regional in-season competition and conference championships; and
- (r) Support student-athletes in their efforts to reach high levels of athletics performance, which may include opportunities for participation in national championships, by providing all teams with adequate facilities, competent coaching and appropriate competitive opportunities.

The purpose of the NCAA is to assist its members in developing the basis for consistent, equitable competition while minimizing infringement on the freedom of individual institutions to determine their own special objectives and programs. The above statement articulates principles that represent a commitment to Division III membership and shall serve as a guide for the preparation of legislation by the division and for planning and implementation of programs by institutions and conferences.

Division III Positioning Statement

Follow your passions and discover your potential. The college experience is a time of learning and growth – a chance to follow passions and develop potential. For student-athletes in Division III, all of this happens most importantly in the classroom and through earning an academic degree. The Division III experience provides for passionate participation in a competitive athletic environment, where student-athletes push themselves to excellence and build upon their academic success with new challenges and life skills. And student-athletes are encouraged to pursue the full spectrum of opportunities available during their time in college. In this way, Division III provides an integrated environment for student-athletes to take responsibility for their own paths, follow their passions and find their potential through a comprehensive educational experience.

Division III Attributes

Proportion: Appropriate relation of academics with opportunities to pursue athletics & other passions.

Comprehensive Learning: Opportunity for broad-based education and success.

Passion: Playing for the love of the game, competition, fun and self-improvement.

Responsibility: Development of accountability through personal commitment and choices.

Sportsmanship: Fair and respectful conduct toward all participants and supporters.

Citizenship: Dedication to developing responsible leaders and citizens in our communities.

Reasons to Believe

1. **Comprehensive educational experience.** Division III institutions develop student-athlete potential through a holistic educational approach that includes rigorous academics, competitive athletics and opportunity to pursue other interests and passions.
2. **Integrated campus environment.** Approximately twenty percent of all students at Division III institutions participate in athletics. Those participating in athletics are integrated into the campus culture and educational missions of their colleges or universities.
3. **Academic focus.** Student-athletes most often attend a college or university in Division III because of the excellent academic programs, creating a primary focus on learning and achievement of their degree.
4. **Available financial aid.** Three-quarters of all student-athletes in Division III receive some form of grant or non-athletic scholarship. Student-athletes have equal opportunity and access to financial aid as the general student body – but are not awarded aid based on athletics leadership, ability, performance or participation.
5. **Competitive athletic programs.** Student-athletes do not receive any monetary incentive (athletics scholarship) to play sports in college. They play for the love and passion of the game and to push themselves to be their best, creating an intense, competitive athletics environment for all who participate.
6. **National championship opportunities.** Division III has over 192,000 student-athletes competing annually in 28 Division III and nine national collegiate championships. These competitions provide an opportunity for student-athletes to compete at the highest level and fulfill their athletic potential.
7. **Commitment to athletics participation.** Division III institutions are committed to a broad-based program of athletics because of the educational value of participation for the student-athlete. The division has a higher number and wider variety of athletic opportunities on average than any other division in the NCAA, emphasizing both competitive men's and women's sports.

NOTE: Text in red highlights a new initiative during the 2019-21 biennium. Strategic initiatives are not listed in priority order; all are of equal value. Blue indicates progress/completion of the new initiative.

DIVISION III STRATEGIC PRIORITIES FOR 2019-21 BUDGET BIENNIUM [YEAR 1: 2019-20 – Final Analysis]

1. **Clarify the Values of Division III athletics.** The division continues to serve as a conscious alternative to the sport-specialization youth culture, and as an accessible and fulfilling educational and athletics destination. It also emphasizes a fuller, more integrated academic experience in all divisional endeavors. This included communicating the Division III philosophy, attributes, and strategic plan to high school prospective student-athletes, parents and high school admissions counselors, collaborating with the NCAA Eligibility Center (EC), supporting membership activation of the Division III Identity Initiatives and other Division III social media platforms.
 - Communicate the distinct Division III philosophy as articulated in the Strategic Positioning Platform.
 - Create a working group to review, and update accordingly, the current Strategic Positioning Platform. **ON-GOING.** Started to solicit Strategic Planning and Finance Committee members to serve but waiting for the release of the updated Association-wide strategic plan.
 - Evaluate and determine next steps regarding the international ice hockey pilot. **ACCOMPLISHED.** Conducted a successful year two of the pilot. Approx. 150 reviews conducted by the Eligibility Center. Positive feedback overall, but some concerns with student-athletes paying for the certification fee. Will not conduct a third year of the pilot and will see if the membership sponsors legislation. Will continue to work with the EC to discuss a lower certification fee for Division III international student-athletes in case there is a future membership proposal.
 - Continue the strategic partnership with Special Olympics. Maintain the activity reporting program to better tell the partnership's story from a division-wide perspective. Maintain the Monthly Spotlight Poll that recognizes Special Olympic events.
 - Elevate the current part-time assistant director to full-time to more effectively oversee and enhance the division's communication efforts, including social media platforms and website management. **TBD.** While the request is supported by the Councils and the funding is from the Division III budget, a staff personnel freeze due to the impact of COVID-19 may negatively impact this request.
 - Support integration activities that bring together key institutional and/or conference partners to discuss ways each institution (and the conference as a group) might best support the integration of athletics within the campus environment, consistent with the division's unique philosophy, identity and strategic positioning platform.
 - Maintain and enhance the partnership with the College Sports Information Directors Association (CoSIDA) by providing professional development funding and opportunities (e.g. Division III Day at the CoSIDA Convention and CoSIDA Student Program), overseeing a recognition system awarded three times per year, and providing funds to support the Division III-specific Academic All-America program.
 - Strengthen the advocacy of Division III faculty for the values of the athletics experience. The division continues to enhance the Faculty Athletic Representative (FAR) Fellows Institute by offering professional development training and networking opportunities to FARs. Maintain the FAR Orientation at the FARA Fall Meeting for new FARs and hold every other year. **Transition the FAR Working Group into a FAR Advisory Group. ACCOMPLISHED.** The Advisory Group has quarterly teleconferences and reports directly to Management Council.
 - Emphasize the values of Division III to effectively manage its membership growth. Partner with Divisions I and II to accomplish membership growth management on behalf of the entire Association.

- Maintain in-person, full-day orientation programs for new athletics directors and commissioners to assist these individuals in understanding and promoting the division.
 - Continue to maintain and enhance Division III University – an on-line learning management system. **ON-GOING.** Educational efforts have continued, but the membership seems slow to use Division III University.
 - Create a new full-time position, funded by Division III, in Academic and Membership Affairs to oversee Division III University and assist with other waivers and interpretations. **NOT ACCOMPLISHED.** This position was not approved for FY20 and with a hiring freeze due to COVID-19, it will not be requested for FY21.
 - Add approximately ten new division-specific modules by 2019-21. **NOT ACCOMPLISHED.** Without a new FTE, this goal was put on hold.
- 2. Appropriately Leverage Presidential and Athletics Direct Reports Leadership in the Division III Governance Structure.** Continue to selectively forward issues of presidential importance to the division’s presidents. Improve and pursue full conference participation in the President’s Advisory Group and significant NCAA Convention attendance. Enhance communication between the NCAA and Athletics Direct Reports on campus to effectively engage and educate as well as leverage these individuals serving in the governance structure (e.g. ADR Institute).
- In partnership with the NCAA Executive Staff and divisional Association-wide governance staffs, enhance Division III specific presidential programming at the NCAA Convention and promote the Chancellors and Presidents Outreach Program to educate and engage all Division III chancellors and presidents.
 - Build external partnerships. Do not rely solely on presidents attending the NCAA Convention; send NCAA representatives to existing higher education meetings for presidents.
 - Continue to inform presidents and chancellors, in a transparent manner of, the Sport Science Institute’s efforts, new initiatives and interassociation guidelines.
- 3. Ensure the Division is Effectively Managing Diversity and Inclusion Issues.**
- Partner with the Office of Inclusion, Student-Athlete Leadership staff and the Minority Opportunities Athletic Association (MOAA) to review the objectives and establish meaningful goals for the division's programs supporting equity and inclusion. Partner with Division III conferences and institutions to support innovative programs that promote inclusion (e.g. Monthly Diversity Spotlight).
 - Continue professional development and networking opportunities for women and ethnic minorities (e.g. SWA Program, the Institute for Administrative Advancement, Student Immersion Program and Next Steps).
 - Support an LGBTQ Working Group to develop a facilitator program to educate the membership on ways to create a safe and inclusive environment for LGBTQ individuals and allies. Continue to promote the LGBTQ non-discrimination policy guide and OneTeam identity kit. **ACCOMPLISHED.** Held two facilitator trainings (May and Dec.) – trained 55 individuals. To date, facilitators have conducted programs that impacted close to 2,000 in the membership. Held the inaugural LGBTQ and Allies reception at the 2020 Convention. Launched the LGBTQ recognition award program. Will recognize inaugural recipients at the 2021 NCAA Convention.
 - Monitor NCAA emerging sports (e.g. women’s wrestling, esports, stunt, equestrian).
 - Collaborate with the office of inclusion.

- Establish strategies to increase and diversify the pool of candidates for Division III committee service and membership job searches.
 - In coordination with the Office of Inclusion and Student-Athlete Leadership, maintain the division’s database of all women and ethnic minorities that have participated in an NCAA program. Continue to distribute and promote “The Diverse Workforce”, a resource to assist institutions and conference offices to diversify its athletics searches. Continue to send out a quarterly Diversity and Inclusion newsletter.
 - Maintain the Diversity and Inclusion Working Group to evaluate the current diversity and inclusion landscape within Division III.
 - Monitor and promote institutional/conference commitment to the NCAA Presidential Pledge to support diversity and inclusion. **ON-GOING.** The Division III Diversity and Inclusion Working Group continues to monitor.
 - Research strategies to promote committee service for women and ethnic minorities within the division. **ON-GOING.** Collaborating with the office and inclusion and an outside contractor who conducted a research study of existing governance committees.

4. Enhance the Well-Being of Prospects, Student-Athletes and Staff.

- Maintain and enhance 360 Proof, a web-based, evidence-informed and free alcohol and other drug resource, for Division III and NASPA small college institutions. In 2020-21 budget cycle, create a 360 Proof Implementation Workshop that will prepare teams to engage in comprehensive, best practice prevention efforts. Continue to discuss the potential transition of 360 Proof oversight to the Sport Science Institute (SSI). **CANCELED AND ON-GOING.** Due to the impact of COVID-19 on the budget, an in-person workshop has been canceled; however, staff is pursuing a virtual alternative. Continue to discuss oversight transition to SSI.
- Continue to partner with the Sport Science Institute regarding priority health and safety issues, including mental health. Provide Division III representatives for on-going summits. Provide timely and consistent communication to the membership regarding new SSI interassociation guidelines and best practices. Maintain the promotion and use of the Injury Surveillance Program, SSI’s data collection system, by the Division III membership. **ACCOMPLISHED.** Provide quarterly updates to Division III commissioners to share with their conference members. Division III increased its participation from 10 to 23 percent this year.
- Continue to monitor divisional challenges with officiating, including quality and pipeline. Maintain funding, via the conference grant program, to enhance officiating. **ON-GOING.** In addition to a D3CA specific study with the Pictor Group, the NCAA also is using the Pictor Group to conduct an Association-wide study. The first report is expected in June 2020. Maintained related funding via the conference grant program.
- Support Gameday the DIII Way, the Division III sportsmanship and game environment initiative. Promote existing tools and resources (e.g. facilitator training and on-line educational modules). Host two ambassador trainings annually in different regions of the country. **SEMI-ACCOMPLISHED.** Hosted an ambassador training in Dec. The scheduled June training was canceled due to COVID-19. Created Gameday PSAs for conference and national championships. Working to incorporate Gameday language in NCAA championship handbooks.
- Maintain the Coaching Enhancement Grant – a two-year, \$7,500 matching grant for new, full-time female and ethnic minority assistant coaches. **ACCOMPLISHED.** Will disperse year-two funds in August 2020.
- Assist in the implementation of SSI best practices and interassociation guidelines. **ON-GOING.** Continue to collaborate with SSI.
- Monitor and promote institutional commitment to BOG pledge on sexual assault violence prevention education.

5. Promote the Division III Philosophical Principle that Student-Athletes' Academic Performance is consistent with that of the General Student Body.

- Continue to sponsor a regular and representative academic reporting program to compare the academic success of student-athletes and the general student body. Continue to emphasize the academic success of Division III student-athletes as compared to other students. **Focus on graduation rates of teams and demographic groups that are lower than their counterparts who do not participate in intercollegiate athletics. Oversee the inaugural annual student-athlete graduation rate submission in 2020. Develop best practices. ON-GOING.** Student-athlete graduation rate submission is mandatory this year (due date is June 1). Division III Diversity and Inclusion Working Group, Division III FAR Advisory Group and research staff will analyze data and develop best practices in 2020-21.

6. Enhance Formal Accountability of the Governance Structure.

- Continue to annual distribute a performance scorecard for regular accountability of key Division III programs and committee staff liaisons. **ON-GOING.** DIII only division to implement this year.
- Continue to monitor the enrollment and related financial challenges within higher education, and the related challenges affecting the Division III membership.
- Work with conference commissioners to plan and implement a Conference Rules Seminar (CRS) in the summer as requested and needed to provide a more regionalized compliance educational opportunity for active Division III member institutions and conferences.
- Address relevant issues identified through evaluation of committee structure. **NOT ACCOMPLISHED.** On hold pending completion and implementation of new Association-wide strategic plan.

7. Maintain Fiscal Integrity.

- **Develop a divisional operating budget for 2019-21 and beyond that presents policy goals and program preferences that are fiscally responsible and sustainable. ON-GOING.** With the impact of COVID-19, the Division III budget experienced a 70% reduction this year. Budget overage (\$8-9 million) covered by the mandated reserve).
- Continue to address the long-term use of the budget's surplus (beyond the mandated reserve), including the Association's 2024-2032 broadcast agreement extension. **ON GOING.** SPFC will make budget recommendations to Councils for FY21 and beyond re possible changes to the reserve policy.

Appendix A

NCAA Association Wide Goals and Related

Division III Programs and Objectives

Association Wide Goal 1: Athletics as Integral to Higher Education. Student-athletes will be better educated and prepared for increased and lifelong achievement and success.

Objectives

- Increase support of reform efforts that emerge from the governance structure.
- Increase the number of student-athletes who succeed academically.
- Increase opportunities for student-athletes to integrate their academic, athletics and social interests.
- Enhance the leadership role of athletics administrators and increase the role of coaches as advocates for the values of intercollegiate athletics.

<u>Division III Programs and Initiatives</u>	<u>Desired Outcomes</u>	<u>Resource Allocation from Division III Budget</u>
Conference visits by Presidents Council, Management Council, Student-Athlete Advisory Committee (SAAC) members and staff.	Improve communication between and among governance structure and membership as evidenced by a satisfaction survey.	Association-wide funding
Strategic Initiatives Conference Grant Program: Tier Two Integration activities.	All institutions will access strategic initiative conference grant dollars over a four-year period, and all conferences will optimally use the full allocation of funds each year. The integration activities should bring together key conference partners to discuss ways each school (and the conference as a group) might best support the integration concept, consistent with the division’s unique philosophy, identity and Strategic Positioning Platform.	\$320,885
Communication Initiatives: Inform membership of policy issues, governance updates and hot topics.	Conference visits, quarterly presidential updates, monthly athletics updates and periodic educational columns shall be conducted or distributed on a regular schedule.	Overhead
Annual Division III Commissioners meeting.	All conferences will be represented annually; commissioners will be provided with the opportunity to discuss governance issues and Division III hot topics. Additional funding is provided through Tier One of the Strategic Initiative Conference Grant Program to supplement a portion the conference’s travel costs.	\$20,000
Student-athlete leadership forums and campus-based leadership programming.	At least 80 percent of eligible institutions will participate annually in DIII Student-Athlete Leadership forums, and the participating coaches and administrators will become stronger advocates for the values of Division III intercollegiate athletics.	\$365,000
Strategic Initiatives Conference Grant Program: Tier One-Professional Development and SAAC support, Tier Two-Student-Athlete Well Being Initiatives.	All institutions will access strategic initiative conference grant dollars over a four-year period, and all conferences will optimally use the full allocation of funds each year.	\$1,169,249
National SAAC Outreach.	Celebrate successful campus SAAC community outreach each quarter, engage in community outreach at each National SAAC meeting, and annually educate student-athletes about National Student-Athlete Day and other community initiatives. Support national SAAC’s creation of a short video highlighting the Division III student-athlete experience to be shown at annual campus compliance meetings.	Association-wide funding
National student-athlete outreach.	Continue to create specific programming for student-athletes attending the annual Convention to help better engage and educate on the Division III philosophy.	\$20,000
Student-Athlete Graduation Rate Reporting.	Assist the membership in reporting, for the first time in 2020, student-athlete graduation rates. Develop best practices.	NA

ASSOCIATION-WIDE GOAL 2: The Student-Athlete Experience. Student-athletes will be enriched by a collegiate athletics experience based on fair and reasonable standards and a commitment to sportsmanship.

Objectives

- Increase the applications of fairer regulations that favor student-athletes.
- Increase the opportunities for women and minorities to participate in intercollegiate athletics at all levels.
- Increase sportsmanship in intercollegiate athletics among student-athletes, coaches and fans.

<u>Division III Programs and Initiatives</u>	<u>Desired Outcomes</u>	<u>Resource Allocation from Division III Budget</u>
Women and Minority Internship Program	The division will assess the original goals of this program to understand its legacy and to formulate future, long terms goals related to diversity of the athletics administrative and governance structures.	\$1,300,000
Strategic Alliance Matching Grant	The division will assess the original goals of this program to understand its legacy and to formulate future, long term goals related to diversity of the athletics administrative and governance structures.	\$708,600
Strategic Initiatives Conference Grant Program: Tier Two-Diversity/Gender Equity and Sportsmanship Initiatives	All conferences and at least 50% of institutions will engage in programming related to diversity, gender equity and sportsmanship initiatives within each four-year grant cycle.	\$457,335
The Nominating Committee shall annually review the NCAA's gender and diversity audit and make personal contact with targeted groups to encourage committee service.	Balance membership of Division III committees to ensure the interests of all Division III constituents are represented in the governance structure.	Association-wide funding
Get in the Game Web site; Requests and Secondary Reports Online.	The staff will maintain an online resource to provide consistent and complete compliance information to student-athletes for the certification of eligibility process.	Association-wide funding; Provisional/Reclassifying Membership fees
Committees will exercise fair decision making when making waiver and interpretive decisions.	Student-athletes will benefit from the receipt of more individual consideration of their issues in the waiver and interpretations process.	Association-wide funding
Regional Rules Seminars (national program) and Conference Rules Seminar.	Education sessions on Division III rules and regulations will be offered annually. The Conference Rules Seminar will be held as requested by conference offices.	Association-wide funding
Rules Test.	The Membership Committee shall annually make available a clear and fair rules test that all members can access on-line to comply with the condition and obligation of membership to administer the rules test.	Overhead
Conduct quality championships with fair selection processes and appropriate access.	The Championships Committee will continually assess policies and NCAA legislation related to the championships program including the appropriateness of bracket sizes, regional alignment and select criteria processes.	\$26,580,164
Women Leaders Institute for Administrative Advancement.	The division will fund professional development opportunities for female athletics administrators in a manner most accommodating to applicant individuals.	\$30,000
Sportsmanship and Game Environment Initiatives.	New initiatives based on a partnership with Disney and recommendations from the Division III Sportsmanship and Game Environment working group, with membership endorsement.	\$225,000

<u>Division III Programs and Initiatives</u>	<u>Desired Outcomes</u>	<u>Division III Programs and Initiatives</u>
Examine demographic trends and consider whether Division III or Association-wide programming is appropriate to affect change in the division's student-athlete demographic profile.	The percentage of minority individuals in the student-athlete population should be consistent with the percentage of minority individuals in the general student-body.	Association-wide funding
Conference and Institutional Inclusion and Diversity programming.	Partner with Division III conferences and institutions to support innovative programs that promote inclusion and diversity. (e.g., the NCAA's Institute for Administrative Advancement, ethnic minority student program at NCAA Convention, SWA professional development and the North Coast Conference's Branch Rickey Program). In collaboration with the Office of Inclusion, develop programming for LGBTQ students.	\$250,000
Strategic Initiative Conference Grant Program: Tier III Officiating Improvement.	Provide optional funding to conference offices through the Conference Grant Program and encourage support of officiating improvement.	\$176,855

ASSOCIATION-WIDE GOAL 3: Informed Governance and Decision-Making.

Member institutions and conferences will have access to data, research and best practices that assist governance and management of intercollegiate athletics.

Objectives

- Increase opportunities and support for chief executive officers to participate and make more informed decisions about intercollegiate athletics.
- Increase opportunities for member institutions and conferences to share best practices in support of the Association's core values.
- Increase the number and quality of research initiatives on relevant issues to help member institutions and conferences make informed decisions.
- Increase opportunities for affiliated organizations to provide input for more informed decision-making.
- Enhance hiring practices for administrators, coaches and other athletics personnel, resulting in more inclusive leadership in intercollegiate athletics.

<u>Programs and Initiatives</u>	<u>Desired Outcomes</u>	<u>Resource Allocation from Division III Budget</u>
Strategically engage presidents and athletics direct reports in the Division III governance structure	Continue to promote greater strategic focus and more selective legislative engagement by presidents in the Division III governance structure, led by the Presidents Council in consultation with the Presidents and Chancellors Advisory Group (PAG).	Association-wide funding
Quarterly Presidential Communication.	The chair of the Presidents Council will reach out to all presidents on a quarterly basis via formal correspondence.	Association-wide funding
Division III Governance Outreach to Affiliates.	Governance structure representatives will engage with affiliates on an issue-specific basis (e.g., higher education association meetings, annual sports chairs and championships committee meeting, and FARA annual meeting, etc...).	Overhead
Presidential Programming at the NCAA Convention.	Presidential involvement at the NCAA Convention will be enhanced by presidentially focused programming.	\$20,000
Best Practices for Presidential-Commissioner Leadership.	Work with the Division III Commissioners Association (D3CA) to develop and distribute best practices to enhance presidential-commissioner leadership at the conference level.	Overhead
Institutional and Conference Self-Studies (ISSG/CSSG).	All institutions and conferences will conduct regular reviews with active participation of campus/conference presidents. Presidential involvement shall promote an understanding of institutional control and the primary compliance role of presidents. Institutional reviews shall assess standards on recruiting, admissions, academic eligibility, student services, student-athlete profiles, personnel and a commitment to Division III philosophical priorities. Conference reviews shall include an assessment of conference alignments, values and priorities to support partnerships between conference members.	Overhead
Sports sponsorship and Institutional Self-Study (ISSG) audits.	The Membership Committee’s annual review of member compliance with sports sponsorship requirements and completed Institutional Self-Study instruments to assess compliance with membership criteria and educational needs of the membership. Members placed on probation required to complete an athletics program assessment.	Provisional/Reclassifying membership fees
Playing and Practices Seasons Comprehensive Review.	Continue to implement through Management Council Playing and Practice Seasons Subcommittee a comprehensive review of the football playing and practice seasons.	Overhead
360 Proof.	Maintain and enhance 360 Proof, a web-based, evidence-informed and free alcohol and other drug resource for NCAA Division III and NASPA small college member campuses to reduce consequences of alcohol use.	\$115,000
360 Proof Implementation Workshop	Develop in FY 21 a program to enhance the implementation of 360 Proof on campus.	\$85,000
Continually monitor Division III membership size and related access to championship and other services.	The governance structure shall analyze data and collect feedback from institutions to continually develop a growth management strategy for Division III.	Overhead

Athletics Direct Report (ADR) Institute.	Conduct an annual ADR Institute in conjunction with the annual NCAA Convention. For Division III member institutions that have an ADR reporting structure, ADRs should be consulted for input on key institutional and conference operational and strategic issues facing the athletics program. The Institute will allow for an intentional level of engagement and professional development to assist ADRs in overseeing and managing the athletics department on campus.	\$90,000
Financial Aid Reporting Process.	All institutions will participate in the data-driven reporting process. Greater availability of historical data shall enable increased emphasis on institutional accountability (i.e., enforcement and penalties).	Overhead
Faculty Athletics Representative (FAR) Fellows Institute.	Conduct a FAR Fellows institute to offer professional development training to and provide FARs with tools to communicate the Division III story to their campus peers and enhance the level of engagement of FARs across the division. Re-engage FARs by maintaining a working group that will survey the membership and produce next steps.	\$85,000
Strategic Initiative Conference Grant Program: Tier IV – Third Party Review.	Continue to provide assistance for conference offices to provide documentation of a third-party external review of grant fund usage to the national office annually.	\$16,800
Programming at the NCAA Convention.	Continue to create specific programming for delegates attending the annual Convention (e.g. educational sessions, Issues Forum, and technology to support all sessions) to help better engage and educate the membership.	\$30,000
LGBTQ Facilitator Program	Continue to train facilitators to provide the LGBTQ OneTeam Program on campuses and in conference offices in an effort to provide safe and inclusive environments.	\$100,000
Division III University.	Continue to enhance Division III University – an on-line learning management system. Modules include NCAA overview, student well-being and compliance	\$80,670
CoSIDA Division III Day	Support a day-long professional development program for the division’s athletics communication and sports information directors in conjunction with the annual CoSIDA Convention.	\$15,000

**ASSOCIATION-WIDE GOAL 4: Effective National Office Administration.
The National Office will be operated in an accountable, efficient manner.**

Objectives

- Increase partnership with the membership. Better define the national office's role.
- Increase flexibility, responsiveness and efficiency of interpretations, enforcement and appeals processes.
- Increase the timeliness, clarity, conciseness and effectiveness of membership communication.
- Increase use of technology to improve the effectiveness and efficiencies of Association processes.

<u>Programs and Initiatives</u>	<u>Desired Outcomes</u>	<u>Resource Allocation from Division III Budget</u>
Implement use of available technology to regularly deliver NCAA messages and rules education.	The governance structure will continually assess common needs and available technologies to increase the timeliness, clarity, conciseness and effectiveness of membership communication.	Overhead
Partnership with National Association of Division III Athletics Administrators.	The governance structure will provide financial support to the NADIII AA. National office staff will support this membership-led organization in its professional development offerings.	\$75,000
Educate the membership on the role of the NCAA national office.	Increase membership understanding of the role of the national office by including this information in governance presentations made at Leadership Conferences, Regional Seminars, conference meetings, and other appropriate venues.	Overhead
Conference Contact program.	Continue to service all conferences and ensure new conferences are accommodated according to program guidelines.	Overhead
Strategic Initiative Conference Grant Program: Tier Three - Technology Grants.	Provide funding to conferences offices to upgrade or maintain technical capabilities to access technical platforms used by the NCAA.	\$682,521
New orientation programs to support athletics directors and commissioners.	Create in-person, orientation programs for new athletics directors and commissioners to assist with the knowledge, resources and philosophy of the division.	\$85,000

**ASSOCIATION-WIDE GOAL 5: Perceptions of the Association and Intercollegiate Athletics.
The public will gain a greater understanding of and confidence in the integrity of intercollegiate athletics
and will more readily support its values.**

Objectives

- Increase awareness of and advocacy for the positive values of intercollegiate athletics among the media and the public and within the membership.
- Increase the public's confidence in the Association as a whole.

<u>Programs and Initiatives</u>	<u>Desired Outcomes</u>	<u>Resource Allocation from Division III Budget</u>
Strategic Initiative Conference Grant Program: Tier Three-Promotions/Marketing/Division III Identity.	Increase opportunities for promotion and marketing efforts on behalf of Division III institutions and conferences, consistent with the messages of the Strategic Positioning Platform.	\$324,885
Division III Identity Initiative.	Clarify and promote the unique Division III philosophy as articulated in the Division's Strategic Positioning Platform. Enable conferences and institutions to better tell the Division III story to a variety of target audiences. Support the following identity activation initiatives: Division III week, and mobile web site for coaches, national and customizable videos. Re-introduce a recognition award for directors of athletics communication to recognize the most outstanding written or video work that tells the Division III story.	\$300,000
Special Olympics Partnership.	Continue to grow the strategic partnership with Special Olympics. Maintain Special Olympics events as a signature element of the Division III championships program and continue to encourage campus and conference engagement with local Special Olympics chapters.	\$35,000
Academic All-America Partnership with CoSIDA.	Promote academic success of Division III student-athletes through financial support of a Division III Academic All-America Program.	\$44,000
Strategic Initiative Conference Grant Program: Tier One - Professional development support for Sports Information Directors (SIDs).	Continue to identify new ways to support the growth of SIDs as strategic communicators, advance the messages of the Division III platform, and communicate the story of Division III at the local level. Offer professional development support through the Conference Grant Program, and position support through the Strategic Alliance Matching Grant and Internship Program.	\$46,200

Appendix B

Division III Budget Justification

Projected NCAA Division III 2019-20 Budget Breakdown	Division III Philosophy Statement and Constitutional Principles Justifying Funded Programs
Revenue: Division III 3.18% Revenue Allocation (ESTIMATE) \$33,169,370 Membership Dues \$519,000	<i>Division III Institutions...</i>
Expenses:	
Total Championships Expense (excluding overhead) \$26,145,164	Support student-athletes in their efforts to reach high levels of athletics performance, which may include opportunities for participation in national championships, by providing all teams with adequate facilities, competent coaching and appropriate competitive opportunities. (Division III Philosophy Statement – section r))
Strategic Initiative Conference Grant Program \$3,194,730	Place special importance on the impact of athletics on the participants rather than on the spectators and place greater emphasis on the internal constituency (e.g., students, alumni, institutional personnel) than on the general public and its entertainment needs; (Bylaw 20.11-(b))
NAD3AA Partnership \$75,000	The purpose of the NCAA is to assist its members in developing the basis for consistent, equitable competition while minimizing infringement on the freedom of individual institutions to determine their own special objectives and programs. (Bylaw 20.11)
Conference Commissioners/SID Meeting \$20,000	The purpose of the NCAA is to assist its members in developing the basis for consistent, equitable competition while minimizing infringement on the freedom of individual institutions to determine their own special objectives and programs. (Bylaw 20.11)
Conference Rules Seminar Association-wide	The Association shall assist the institution in its efforts to achieve full compliance with all rules and regulations and shall afford the institution, its staff and student-athletes fair procedures in the consideration of an identified or alleged failure in compliance. (Constitution 2.8.2)
Women Leaders Enhancement Grants \$30,000	Support ethnic and gender diversity for all constituents; (Bylaw 20.11-(p))
Division-wide Sportsmanship Initiative \$225,000	Encourage the development of sportsmanship and positive societal attitudes in all constituents, including student-athletes, coaches, administrative personnel and spectators; (Bylaw 20.11-(e))
Strategic Alliance Matching Grant \$708,600	Support ethnic and gender diversity for all constituents; (Bylaw 20.11-(p))
Women & Minority Intern Program \$1,300,000	Support ethnic and gender diversity for all constituents; (Bylaw 20.11-(p))
Student-Athlete Leadership Forum \$365,000	Seek to establish and maintain an environment in which student-athlete’s athletics activities are conducted as an integral part of the student-athlete’s educational experience, and in which coaches play a significant role as educators. (Bylaw 20.11)
Campus Based Student-Athlete Leadership Programming \$100,000	The purpose is to provide DiSC behavioral assessments to student-athletes, coaches and administrators. The DiSC assessment aids participants with understanding their individual behavioral styles and preferences, a common language when addressing these topics and methods to better relate to others. It also provides additional strategies to build more effective relationships on teams and in the workplace.
360 Proof \$115,000	Intercollegiate athletics programs shall be conducted in a manner designed to protect and enhance the physical and educational well-being of student-athletes. (Constitution 2.2)
FAR Fellows Institute/Orientation \$85,000	Colleges and universities in Division III place highest priority on the overall quality of the educational experience and on the successful completion of all students’ academic programs. They seek to establish and maintain an environment in which student-athlete’s athletics activities are conducted as an integral part of the student-athlete’s educational experience (preamble to philosophy statement)
Division III Academic All-America (CoSIDA) \$44,000	Colleges and universities in Division III place highest priority on the overall quality of the educational experience and on the successful completion of all students’ academic program (preamble to philosophy statement).
Other Working Groups/Task Forces \$20,000	This initiative exists to provide opportunities for working groups/task forces in the future.
CoSIDA D3 Day \$15,000	This initiative supports 175-200 sports information directors to receive professional development.

Projected NCAA Division III 2019-20 Budget Breakdown		Division III Philosophy Statement and Constitutional Principles Justifying Funded Programs
Expenses, continued:		
Identity Initiatives	\$300,000	This initiative is reflective of the entire Division III Philosophy Statement (Bylaw 20.11).
Special Olympics Partnership	\$35,000	Institutions seek to establish and maintain an environment in which student-athlete's athletics activities are conducted as an integral part of the student-athlete's educational experience (preamble to philosophy statement).
Inclusion and Diversity Partnership	\$250,000	Support ethnic and gender diversity for all constituents; (Bylaw 20.11-(I))
Division III University	\$ 80,670	Funding to create new modules for Division III University and purchase additional user licenses.
LGBTQ Programming	\$100,000	Funding for a train the trainer and/or programming, and a recognition program. Partner with office of inclusion.
Coaching Enhancement Grant	\$100,000	New grant program for female and ethnic minority asst. coaches. The two-year matching grant provides \$7,500 in salary and benefits and \$1,500 annually in professional development. Partner with Leadership Development.
Division III Cancellation Insurance	\$41,000	Intercollegiate athletics programs shall be administered in keeping with prudent management and fiscal practices to assure the financial stability necessary for providing student-athletes with adequate opportunities for athletics competition as an integral part of a quality educational experience. (Constitution 2.16)
Convention Programming including specific student-athlete programs	\$70,000	Continue to create specific programming for student-athletes attending the annual Convention to help better engage and educate on the Division III philosophy.
Athletics Direct Report (ADR) Institute	\$90,000	Conduct an inaugural ADR Institute in 2016 in conjunction with the annual NCAA Convention. For Division III member institutions that have an ADR reporting structure, ADRs should be consulted for input on key institutional and conference operational and strategic issues facing the athletics program. The Institute will allow for an intentional level of engagement and professional development to assist ADRs in overseeing and managing the athletics department on campus.
New Athletics Director Orientation	\$70,000	Create in-person, orientation programs for new athletics directors to assist with the knowledge, resources and philosophy of the division.
New Commissioner Orientation	\$15,000	Create in-person, orientation programs for new commissioners to assist with the knowledge, resources and philosophy of the division.
Additional SAAC in-person meeting	\$25,000	A planning meeting for the Division III national SAAC committee. At this meeting, SAAC provides an orientation for new members and sets its goals and objectives for the year.
SAAC Associate Members	\$65,000	Provide funds to pay expenses for conference partner liaison to attend NCAA Convention. Provide funds to pay expenses for partner conference liaison to attend the July national SAAC
NADIIIAA and D3CA leadership meeting	\$10,000	The executive leadership groups from NADIIIAA and D3CA come to Indianapolis in Sept. to discuss current hot topics in Division III and plan communication strategies for the upcoming year.
NCAA staff professional development	\$7,000	Allows annual professional development for NCAA Division III staff.
Other Division III Initiatives	\$0	This includes contracting costs, as well as money earmarked to support future initiatives.
Overhead Allocation (including National Office staffing) **	\$1,529,000	Includes request for new AMA FTE and reclass of assistant director of governance to full-time.
Total Division III Expenses	\$35,855,164	

* The \$5 million event cancellation insurance protects the budget in case of a catastrophic event that would reduce or eliminate, for one year, the division's share of media rights revenue.

**The \$1,529,000 overhead fee covers time and miscellaneous expenses related to Division III staff and programs.

***Anticipate a \$1,692,794 draw from the reserve surplus.

Appendix C

History of the

Division III Strategic Plan

History

The original Division III strategic plan was unveiled in 1998 as the division embarked on its new federated structure. The Division III Management Council Strategic Planning Subcommittee developed the framework for the plan with broad participation of the Presidents Council, Division III and Association-wide committee structure, and the Division III membership. The 2004 version of the Division III Strategic Plan was developed by a joint subcommittee of the Management and Presidents Councils consistent with the Association-wide Strategic Plan adopted by the NCAA Executive Committee in April 2004. The 2004 plan contained many of the existing initiatives and priorities to ensure that the programs and results remain consistent with Division III objectives. However, significant changes occurred as the 2005 and 2006 plans linked the relationship to the Division III philosophy with each Association-wide goal and outlined a series of outcome measures for each goal. Another significant change occurred in 2006-07 as the Division III Strategic Initiatives Grant Program resources were funneled directly to Division III Conferences and the Association of Independents. With this change, many strategic initiatives previously administered at the NCAA national office moved to the local control of conferences and institutions. The localized program encourages collaboration and involvement of all Division III constituent group representatives in the planning, decision-making and accountability of programming and funding to achieve the goals established in the Division's Strategic Plan. Presidential oversight and accountability with the process and budget allocations, consistent with the legislated leadership role of presidents within conference governance, is paramount.

In 2008-09, the strategic plan underwent a format change to create a forward-looking document that highlights the goals and expectations of a budget biennium. Much of the reporting done in previous plans was moved into a Division III Annual Report, and standard committee operations are now reflected in each committee's policy and procedure guide (available on each committee's home page on ncaa.org). The plan clearly articulates the division's funding priorities, and explains when an initiative is funded by Division III, and when it is funded by a broader Association-wide budget. The plan also includes an appendix to show the philosophical or constitutional justification for all programs funded with Division III dollars.

In 2009-10, the plan was updated to highlight the division's near-term strategic priorities. Most 2009-10 priorities resulted from a series of presidentially authored white papers on membership growth published in September 2008. For 2010-12, the plan was updated based on the Division's release of a Strategic Positioning Platform, and clearly defined the near- and medium-term goals the division needed to accomplish to be successful in embodying the platform.

For 2012-15, the plan was updated to reflect the Association's move to a three-year budget cycle.

After the 2012-15 budget cycle, the plan returned to a two-year budget cycle and emphasizes budget accountability and management. With the start of the budget cycle in 2021, the division and governance structure will determine if it wants to stay with a two-year cycle or move to a three-year cycle to finish out the current CBS/Turner broadcast agreement that ends in 2023-24 (i.e. 2021-2024 budget cycle).

Division III Strategic Plan

2019-21 Budget Biennium **[Year 2: 2020-21]**

Vision Statement: Division III will be a dynamic and engaging group of colleges, universities and conferences of varying sizes and missions committed to an environment that encourages and supports health and safety, diversity, values, fairness, and equity, and places the highest priority on the overall educational experience of its student-athletes in the conduct of intercollegiate athletics.



INTRODUCTION

The Division III strategic plan serves many purposes. It begins with the Division III Philosophy Statement to establish the framework from which the division's programs, resource allocations, and regulatory decisions are made. It highlights the Division III Strategic Positioning Platform to clarify the practical impact of the Division III philosophy and summarizes the division's strategic priorities by outlining what must be accomplished in the current budget biennium for the division to be successful.

The plan also serves to highlight the programs and services offered for the division's membership. This list of offerings is arranged in a way that demonstrates the connection of each Division III program to the NCAA Strategic Plan and explains when a program or initiative is funded from Division III dollars or a different Association budget. To bring further transparency to the division's operations, the plan justifies every line of the Division III budget against the philosophy statement or NCAA Constitution. Finally, the plan includes a note on its history, which tracks the evolution of the division's entire strategic initiatives program.

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DIVISION III PHILOSOPHY STATEMENT

Colleges and universities in Division III place the highest priority on the overall quality of the educational experience and on the successful completion of all students' academic programs. They seek to establish and maintain an environment in which student-athlete's athletics activities are conducted as an integral part of the student-athlete's educational experience, and an environment that values cultural diversity and gender equity among their student-athletes and athletics staff. To achieve this end, Division III institutions:

- (a) Expect that institutional presidents and chancellors have the ultimate responsibility and final authority for the conduct of the intercollegiate athletics program at the institutional, conference and national governance levels;
- (b) Place special importance on the impact of athletics on the participants rather than on the spectators and place greater emphasis on the internal constituency (e.g., students, alumni, institutional personnel) than on the general public and its entertainment needs;
- (c) Shall not award financial aid to any student on the basis of athletics leadership, ability, participation or performance;
- (d) Primarily focus on intercollegiate athletics as a four-year, undergraduate experience;
- (e) Encourage the development of sportsmanship and positive societal attitudes in all constituents, including student-athletes, coaches, administrative personnel and spectators;

- (f) Encourage participation by maximizing the number and variety of sport offerings for their students through broad-based athletics programs;
- (g) Assure that the actions of coaches and administrators exhibit fairness, openness and honesty in their relationships with student-athletes;
- (h) Assure that athletics participants are not treated differently from other members of the student body;
- (i) Assure that student-athletes are supported in their efforts to meaningfully participate in nonathletic pursuits to enhance their overall educational experience;
- (j) Assure that athletics programs support the institution's educational mission by financing, staffing and controlling the programs through the same general procedures as other departments of the institution. Further, the administration of an institution's athletics program (e.g., hiring, compensation, professional development, certification of coaches) should be integrated into the campus culture and educational mission;
- (k) Assure that athletics recruitment complies with established institutional policies and procedures applicable to the admission process;
- (l) Exercise institutional and/or conference autonomy in the establishment of initial and continuing eligibility standards for student-athletes;

- (m) Assure that academic performance of student-athletes is, at a minimum, consistent with that of the general student body;
- (n) Assure that admission policies for student-athletes comply with policies and procedures applicable to the general student body.
- (o) Provide equitable athletics opportunities for males and females and give equal emphasis to men's and women's sports;
- (p) Support ethnic and gender diversity for all constituents;
- (q) Give primary emphasis to regional in-season competition and conference championships; and
- (r) Support student-athletes in their efforts to reach high levels of athletics performance, which may include opportunities for participation in national championships, by providing all teams with adequate facilities, competent coaching and appropriate competitive opportunities.

The purpose of the NCAA is to assist its members in developing the basis for consistent, equitable competition while minimizing infringement on the freedom of individual institutions to determine their own special objectives and programs. The above statement articulates principles that represent a commitment to Division III membership and shall serve as a guide for the preparation of legislation by the division and for planning and implementation of programs by institutions and conferences.

Division III Positioning Statement

Follow your passions and discover your potential. The college experience is a time of learning and growth – a chance to follow passions and develop potential. For student-athletes in Division III, all of this happens most importantly in the classroom and through earning an academic degree. The Division III experience provides for passionate participation in a competitive athletic environment, where student-athletes push themselves to excellence and build upon their academic success with new challenges and life skills. And student-athletes are encouraged to pursue the full spectrum of opportunities available during their time in college. In this way, Division III provides an integrated environment for student-athletes to take responsibility for their own paths, follow their passions and find their potential through a comprehensive educational experience.

Division III Attributes

Proportion: Appropriate relation of academics with opportunities to pursue athletics & other passions.

Comprehensive Learning: Opportunity for broad-based education and success.

Passion: Playing for the love of the game, competition, fun and self-improvement.

Responsibility: Development of accountability through personal commitment and choices.

Sportsmanship: Fair and respectful conduct toward all participants and supporters.

Citizenship: Dedication to developing responsible leaders and citizens in our communities.

Reasons to Believe

1. **Comprehensive educational experience.** Division III institutions develop student-athlete potential through a holistic educational approach that includes rigorous academics, competitive athletics and opportunity to pursue other interests and passions.
2. **Integrated campus environment.** Approximately twenty percent of all students at Division III institutions participate in athletics. Those participating in athletics are integrated into the campus culture and educational missions of their colleges or universities.
3. **Academic focus.** Student-athletes most often attend a college or university in Division III because of the excellent academic programs, creating a primary focus on learning and achievement of their degree.
4. **Available financial aid.** Three-quarters of all student-athletes in Division III receive some form of grant or non-athletic scholarship. Student-athletes have equal opportunity and access to financial aid as the general student body – but are not awarded aid based on athletics leadership, ability, performance or participation.
5. **Competitive athletic programs.** Student-athletes do not receive any monetary incentive (athletics scholarship) to play sports in college. They play for the love and passion of the game and to push themselves to be their best, creating an intense, competitive athletics environment for all who participate.
6. **National championship opportunities.** Division III has over 192,000 student-athletes competing annually in 28 Division III and nine national collegiate championships. These competitions provide an opportunity for student-athletes to compete at the highest level and fulfill their athletic potential.
7. **Commitment to athletics participation.** Division III institutions are committed to a broad-based program of athletics because of the educational value of participation for the student-athlete. The division has a higher number and wider variety of athletic opportunities on average than any other division in the NCAA, emphasizing both competitive men's and women's sports.

NOTE: Text in red highlights a new initiative during the 2019-21 biennium. Strategic initiatives are not listed in priority order; all are of equal value.

DIVISION III STRATEGIC PRIORITIES FOR 2019-21 BUDGET BIENNIUM [YEAR 2: 2020-21]

1. **Clarify the Values of Division III athletics.** The division continues to serve as a conscious alternative to the sport-specialization youth culture, and as an accessible and fulfilling educational and athletics destination. It also emphasizes a fuller, more integrated academic experience in all divisional endeavors. This includes communicating the Division III philosophy, attributes, and strategic plan to high school prospective student-athletes, parents and high school admissions counselors, collaborating with the NCAA Eligibility Center (EC), supporting membership activation of the Division III Identity Initiatives and other Division III social media platforms.
 - Communicate the distinct Division III philosophy as articulated in the Strategic Positioning Platform.
 - Create a SPFC subgroup to review, and update accordingly, the current Strategic Positioning Platform.
 - Continue the strategic partnership with Special Olympics. Maintain the activity reporting program to better tell the partnership's story from a division-wide perspective. Maintain the Monthly Spotlight Poll that recognizes Special Olympic events.
 - Elevate the current part-time assistant director to full-time to more effectively oversee and enhance the division's communication efforts, including social media platforms and website management.
 - Support integration activities that bring together key institutional and/or conference partners to discuss ways each institution (and the conference as a group) might best support the integration of athletics within the campus environment, consistent with the division's unique philosophy, identity and strategic positioning platform.
 - Maintain and enhance the partnership with the College Sports Information Directors Association (CoSIDA) by providing professional development funding and opportunities (e.g. Division III Day at the CoSIDA Convention and CoSIDA Student Program), overseeing a recognition system awarded three times per year, and providing funds to support the Division III-specific Academic All-America program.
 - Strengthen the advocacy of Division III faculty for the values of the athletics experience. The division continues to enhance the Faculty Athletic Representative (FAR) Fellows Institute and New FAR Orientation by offering annual professional development training and networking opportunities to FARs.
 - Emphasize the values of Division III to effectively manage its membership growth. Partner with Divisions I and II to accomplish membership growth management on behalf of the entire Association.
 - Maintain in-person, full-day orientation programs for new athletics directors and commissioners to assist these individuals in understanding and promoting the division.
 - Continue to maintain and enhance Division III University – an on-line learning management system.
 - Work with existing resources to add approximately ten new division-specific modules by 2023.

- 2. Appropriately Leverage Presidential and Athletics Direct Reports Leadership in the Division III Governance Structure.** Continue to selectively forward issues of presidential importance to the division's presidents. Improve and pursue full conference participation in the President's Advisory Group and significant NCAA Convention attendance. Enhance communication between the NCAA and Athletics Direct Reports on campus to effectively engage and educate as well as leverage these individuals serving in the governance structure (e.g. ADR Institute).
- In partnership with the NCAA Executive Staff and divisional Association-wide governance staffs, enhance Division III specific presidential programming at the NCAA Convention and promote the Chancellors and Presidents Outreach Program to educate and engage all Division III chancellors and presidents.
 - Build external partnerships. Do not rely solely on presidents attending the NCAA Convention; send NCAA representatives to existing higher education meetings for presidents.
 - Continue to inform presidents and chancellors, in a transparent manner of, the Sport Science Institute's efforts, new initiatives and interassociation guidelines.
- 3. Ensure the Division is Effectively Managing Diversity and Inclusion Issues.**
- Partner with the Office of Inclusion, Leadership Development staff and the Minority Opportunities Athletic Association (MOAA) to review the objectives and establish meaningful goals for the division's programs supporting equity and inclusion. Partner with Division III conferences and institutions to support innovative programs that promote inclusion (e.g. Monthly Diversity Spotlight).
 - Continue professional development and networking opportunities for women and ethnic minorities (e.g. SWA Program, the Institute for Administrative Advancement, Student Immersion Program and Next Steps).
 - Support an LGBTQ Working Group by maintaining the LGBTQ OneTeam program that provides education to the membership on ways to create a safe and inclusive environment for LGBTQ individuals and allies. Continue to promote the LGBTQ non-discrimination policy guide and OneTeam identity kit. **Recognize the inaugural recipients of the LGBTQ OneTeam awards at the 2021 NCAA Convention.**
 - Monitor NCAA emerging sports (e.g. women's wrestling, esports, stunt, acrobatics and tumbling).
 - Collaborate with the office of inclusion.
 - Establish strategies to increase and diversify the pool of candidates for Division III committee service and membership job searches.
 - In coordination with the Office of Inclusion and Leadership Development, maintain the division's database of all women and ethnic minorities that have participated in an NCAA program. Continue to distribute and promote "The Diverse Workforce", a resource to assist institutions and conference offices to diversify its athletics searches. Continue to send out a quarterly Diversity and Inclusion newsletter.
 - Maintain the Diversity and Inclusion Working Group to evaluate the current diversity and inclusion landscape within Division III.
 - Monitor and promote institutional/conference commitment to the NCAA Presidential Pledge to support diversity and inclusion.
 - **Research strategies to promote committee service for women and ethnic minorities within the division.**

4. Enhance the Well-Being of Prospects, Student-Athletes and Staff.

- Continue discussions with the Sport Science Institute regarding the potential transition of 360 Proof, a web-based, evidence-informed and free alcohol and other drug resource to SSI. 360 Proof is currently for Division III and NASPA small college institutions. Oversight by SSI would allow Association-wide access.
- Continue to partner with the Sport Science Institute regarding priority health and safety issues, including mental health. Provide Division III representatives for on-going summits. Provide timely and consistent communication to the membership regarding new SSI interassociation guidelines and best practices. Maintain the promotion and use of the Injury Surveillance Program, SSI's data collection system, by the Division III membership.
- Continue to monitor divisional challenges with officiating, including quality and pipeline. Maintain funding, via the conference grant program, to enhance officiating.
- Support Gameday the DIII Way, the Division III sportsmanship and game environment initiative. Promote existing tools and resources (e.g. facilitator training and on-line educational modules). Host two ambassador trainings annually in different regions of the country. Update championship handbooks to include Gameday language and develop additional PSAs.
- Maintain the Coaching Enhancement Grant – a two-year, \$7,500 matching grant for new, full-time female and ethnic minority assistant coaches.
- Assist in the implementation of SSI best practices and interassociation guidelines.
- Monitor and promote institutional commitment to BOG pledge on sexual assault violence prevention education and annual requirements.
- Forward to the membership at the 2021 Convention a comprehensive legislative package to permit student-athletes to monetize their name, image and likeness (NIL) consistent with the April 2020 charge from the Board of Governors.

5. Promote the Division III Philosophical Principle that Student-Athletes' Academic Performance is consistent with that of the General Student Body.

- Continue to sponsor a regular and representative academic reporting program to compare the academic success of student-athletes and the general student body. Continue to emphasize the academic success of Division III student-athletes as compared to other students. Focus on graduation rates of teams and demographic groups that are lower than their counterparts who do not participate in intercollegiate athletics. Maintain the annual student-athlete graduation rate submission. Develop best practices to assist member schools in increasing graduation rates of ethnic minorities and recruiting and retention of students of color.

6. Enhance Formal Accountability of the Governance Structure.

- Update the annual performance scorecard distributed to committee members for regular accountability of key Division III programs and committee staff liaisons.
- With the impact of COVID-19 on institutional budgets, monitor the enrollment and related financial challenges within higher education, and the related challenges affecting the Division III membership. Provide flexibility (e.g. reduction in sports sponsorship minimums, contest and participant minimums).
- Work with conference commissioners to plan and implement a Conference Rules Seminar (CRS) in the summer as requested and needed to provide a more regionalized compliance educational opportunity for active Division III member institutions and conferences.
- Provide flexibility to membership requirements (e.g., sports sponsorship, contest and participant minimums, playing and practice season, eligibility standards) to assist institutions impacted by COVID-19.
- Address relevant issues identified through the new Association-wide strategic plan.

7. Maintain Fiscal Integrity.

- Develop a divisional operating budget for the next budget cycle (2021-2023) and beyond that presents policy goals and program preferences that are fiscally responsible and sustainable. Recognize and address the significant budget impact due to COVID-19.
- Continue to monitor the division's current mandated reserve policy and adjust accordingly, including preparation for revenue generated by the Association's 2024-2032 broadcast agreement extension.

Appendix A

NCAA Association Wide Goals and Related

Division III Programs and Objectives

Association Wide Goal 1: Athletics as Integral to Higher Education. Student-athletes will be better educated and prepared for increased and lifelong achievement and success.

Objectives

- Increase support of reform efforts that emerge from the governance structure.
- Increase the number of student-athletes who succeed academically.
- Increase opportunities for student-athletes to integrate their academic, athletics and social interests.
- Enhance the leadership role of athletics administrators and increase the role of coaches as advocates for the values of intercollegiate athletics.

<u>Division III Programs and Initiatives</u>	<u>Desired Outcomes</u>	<u>Resource Allocation from Division III Budget</u>
Conference visits by Presidents Council, Management Council, Student-Athlete Advisory Committee (SAAC) members and staff.	Improve communication between and among governance structure and membership as evidenced by a satisfaction survey.	Association-wide funding
Strategic Initiatives Conference Grant Program: Tier Two Integration activities.	All institutions will access strategic initiative conference grant dollars over a four-year period, and all conferences will optimally use the full allocation of funds each year. The integration activities should bring together key conference partners to discuss ways each school (and the conference as a group) might best support the integration concept, consistent with the division’s unique philosophy, identity and Strategic Positioning Platform.	\$320,885
Communication Initiatives: Inform membership of policy issues, governance updates and hot topics.	Conference visits, quarterly presidential updates, monthly athletics updates and periodic educational columns shall be conducted or distributed on a regular schedule.	Overhead
Annual Division III Commissioners meeting.	All conferences will be represented annually; commissioners will be provided with the opportunity to discuss governance issues and Division III hot topics. Additional funding is provided through Tier One of the Strategic Initiative Conference Grant Program to supplement a portion the conference’s travel costs.	\$20,000
Student-athlete leadership forums and campus-based leadership programming.	At least 80 percent of eligible institutions will participate annually in DIII Student-Athlete Leadership forums, and the participating coaches and administrators will become stronger advocates for the values of Division III intercollegiate athletics.	\$365,000
Strategic Initiatives Conference Grant Program: Tier One-Professional Development and SAAC support, Tier Two-Student-Athlete Well Being Initiatives.	All institutions will access strategic initiative conference grant dollars over a four-year period, and all conferences will optimally use the full allocation of funds each year.	\$1,169,249
National SAAC Outreach.	Celebrate successful campus SAAC community outreach each quarter, engage in community outreach at each National SAAC meeting, and annually educate student-athletes about National Student-Athlete Day and other community initiatives. Support national SAAC’s creation of a short video highlighting the Division III student-athlete experience to be shown at annual campus compliance meetings.	Association-wide funding
National student-athlete outreach.	Continue to create specific programming for student-athletes attending the annual Convention to help better engage and educate on the Division III philosophy.	\$20,000
Student-Athlete Graduation Rate Reporting.	Assist the membership in reporting, for the first time in 2020, student-athlete graduation rates. Develop best practices.	NA

ASSOCIATION-WIDE GOAL 2: The Student-Athlete Experience. Student-athletes will be enriched by a collegiate athletics experience based on fair and reasonable standards and a commitment to sportsmanship.

Objectives

- Increase the applications of fairer regulations that favor student-athletes.
- Increase the opportunities for women and minorities to participate in intercollegiate athletics at all levels.
- Increase sportsmanship in intercollegiate athletics among student-athletes, coaches and fans.

<u>Division III Programs and Initiatives</u>	<u>Desired Outcomes</u>	<u>Resource Allocation from Division III Budget</u>
Women and Minority Internship Program	The division will assess the original goals of this program to understand its legacy and to formulate future, long terms goals related to diversity of the athletics administrative and governance structures.	\$1,300,000
Strategic Alliance Matching Grant	The division will assess the original goals of this program to understand its legacy and to formulate future, long term goals related to diversity of the athletics administrative and governance structures.	\$708,600
Strategic Initiatives Conference Grant Program: Tier Two-Diversity/Gender Equity and Sportsmanship Initiatives	All conferences and at least 50% of institutions will engage in programming related to diversity, gender equity and sportsmanship initiatives within each four-year grant cycle.	\$457,335
The Nominating Committee shall annually review the NCAA's gender and diversity audit and make personal contact with targeted groups to encourage committee service.	Balance membership of Division III committees to ensure the interests of all Division III constituents are represented in the governance structure.	Association-wide funding
Get in the Game Web site; Requests and Secondary Reports Online.	The staff will maintain an online resource to provide consistent and complete compliance information to student-athletes for the certification of eligibility process.	Association-wide funding; Provisional/Reclassifying Membership fees
Committees will exercise fair decision making when making waiver and interpretive decisions.	Student-athletes will benefit from the receipt of more individual consideration of their issues in the waiver and interpretations process.	Association-wide funding
Regional Rules Seminars (national program) and Conference Rules Seminar.	Education sessions on Division III rules and regulations will be offered annually. The Conference Rules Seminar will be held as requested by conference offices.	Association-wide funding
Rules Test.	The Membership Committee shall annually make available a clear and fair rules test that all members can access on-line to comply with the condition and obligation of membership to administer the rules test.	Overhead
Conduct quality championships with fair selection processes and appropriate access.	The Championships Committee will continually assess policies and NCAA legislation related to the championships program including the appropriateness of bracket sizes, regional alignment and select criteria processes.	\$26,580,164
Women Leaders Institute for Administrative Advancement.	The division will fund professional development opportunities for female athletics administrators in a manner most accommodating to applicant individuals.	\$30,000
Sportsmanship and Game Environment Initiatives.	New initiatives based on a partnership with Disney and recommendations from the Division III Sportsmanship and Game Environment working group, with membership endorsement.	\$225,000

<u>Division III Programs and Initiatives</u>	<u>Desired Outcomes</u>	<u>Division III Programs and Initiatives</u>
Examine demographic trends and consider whether Division III or Association-wide programming is appropriate to affect change in the division's student-athlete demographic profile.	The percentage of minority individuals in the student-athlete population should be consistent with the percentage of minority individuals in the general student-body.	Association-wide funding
Conference and Institutional Inclusion and Diversity programming.	Partner with Division III conferences and institutions to support innovative programs that promote inclusion and diversity. (e.g., the NCAA's Institute for Administrative Advancement, ethnic minority student program at NCAA Convention, SWA professional development and the North Coast Conference's Branch Rickey Program). In collaboration with the Office of Inclusion, develop programming for LGBTQ students.	\$250,000
Strategic Initiative Conference Grant Program: Tier III Officiating Improvement.	Provide optional funding to conference offices through the Conference Grant Program and encourage support of officiating improvement.	\$176,855

ASSOCIATION-WIDE GOAL 3: Informed Governance and Decision-Making.

Member institutions and conferences will have access to data, research and best practices that assist governance and management of intercollegiate athletics.

Objectives

- Increase opportunities and support for chief executive officers to participate and make more informed decisions about intercollegiate athletics.
- Increase opportunities for member institutions and conferences to share best practices in support of the Association's core values.
- Increase the number and quality of research initiatives on relevant issues to help member institutions and conferences make informed decisions.
- Increase opportunities for affiliated organizations to provide input for more informed decision-making.
- Enhance hiring practices for administrators, coaches and other athletics personnel, resulting in more inclusive leadership in intercollegiate athletics.

<u>Programs and Initiatives</u>	<u>Desired Outcomes</u>	<u>Resource Allocation from Division III Budget</u>
Strategically engage presidents and athletics direct reports in the Division III governance structure	Continue to promote greater strategic focus and more selective legislative engagement by presidents in the Division III governance structure, led by the Presidents Council in consultation with the Presidents and Chancellors Advisory Group (PAG).	Association-wide funding
Quarterly Presidential Communication.	The chair of the Presidents Council will reach out to all presidents on a quarterly basis via formal correspondence.	Association-wide funding
Division III Governance Outreach to Affiliates.	Governance structure representatives will engage with affiliates on an issue-specific basis (e.g., higher education association meetings, annual sports chairs and championships committee meeting, and FARA annual meeting, etc...).	Overhead
Presidential Programming at the NCAA Convention.	Presidential involvement at the NCAA Convention will be enhanced by presidentially focused programming.	\$20,000
Best Practices for Presidential-Commissioner Leadership.	Work with the Division III Commissioners Association (D3CA) to develop and distribute best practices to enhance presidential-commissioner leadership at the conference level.	Overhead
Institutional and Conference Self-Studies (ISSG/CSSG).	All institutions and conferences will conduct regular reviews with active participation of campus/conference presidents. Presidential involvement shall promote an understanding of institutional control and the primary compliance role of presidents. Institutional reviews shall assess standards on recruiting, admissions, academic eligibility, student services, student-athlete profiles, personnel and a commitment to Division III philosophical priorities. Conference reviews shall include an assessment of conference alignments, values and priorities to support partnerships between conference members.	Overhead
Sports sponsorship and Institutional Self-Study (ISSG) audits.	The Membership Committee's annual review of member compliance with sports sponsorship requirements and completed Institutional Self-Study instruments to assess compliance with membership criteria and educational needs of the membership. Members placed on probation required to complete an athletics program assessment.	Provisional/Reclassifying membership fees
Playing and Practices Seasons Comprehensive Review.	Continue to implement through Management Council Playing and Practice Seasons Subcommittee a comprehensive review of the football playing and practice seasons.	Overhead
360 Proof.	Maintain 360 Proof, a web-based, evidence-informed and free alcohol and other drug resource for NCAA Division III and NASPA small college member campuses to reduce consequences of alcohol use.	\$115,000
Continually monitor Division III membership size and related access to championship and other services.	The governance structure shall analyze data and collect feedback from institutions to continually develop a growth management strategy for Division III.	Overhead

Athletics Direct Report (ADR) Institute.	Conduct an annual ADR Institute in conjunction with the annual NCAA Convention. For Division III member institutions that have an ADR reporting structure, ADRs should be consulted for input on key institutional and conference operational and strategic issues facing the athletics program. The Institute will allow for an intentional level of engagement and professional development to assist ADRs in overseeing and managing the athletics department on campus.	\$90,000
Financial Aid Reporting Process.	All institutions will participate in the data-driven reporting process. Greater availability of historical data shall enable increased emphasis on institutional accountability (i.e., enforcement and penalties).	Overhead
Faculty Athletics Representative (FAR) Fellows Institute and New FAR Orientation.	On an annual basis, either hold the New FAR Orientation or FAR Fellows institute to offer professional development training to and provide FARs with tools to communicate the Division III story to their campus peers and enhance the level of engagement of FARs across the division. Re-engage FARs by maintaining an advisory group that will hold quarterly teleconferences.	\$85,000
Strategic Initiative Conference Grant Program: Tier IV – Third Party Review.	Continue to provide assistance for conference offices to provide documentation of a third-party external review of grant fund usage to the national office annually.	\$16,800
Programming at the NCAA Convention.	Continue to create specific programming for delegates attending the annual Convention (e.g. educational sessions, Issues Forum, and technology to support all sessions) to help better engage and educate the membership.	\$30,000
LGBTQ Facilitator Program	Continue to provide the LGBTQ OneTeam Program on campuses and in conference offices in an effort to provide safe and inclusive environments. Recognize annually the LGBTQ OneTeam recognition award recipients at the NCAA Convention.	\$100,000
Division III University.	Maintain Division III University – an on-line learning management system. Modules include NCAA overview, student well-being and compliance	\$80,670
CoSIDA Division III Day	Support a day-long professional development program for the division’s athletics communication and sports information directors in conjunction with the annual CoSIDA Convention.	\$15,000

**ASSOCIATION-WIDE GOAL 4: Effective National Office Administration.
The National Office will be operated in an accountable, efficient manner.**

Objectives

- Increase partnership with the membership. Better define the national office's role.
- Increase flexibility, responsiveness and efficiency of interpretations, enforcement and appeals processes.
- Increase the timeliness, clarity, conciseness and effectiveness of membership communication.
- Increase use of technology to improve the effectiveness and efficiencies of Association processes.

<u>Programs and Initiatives</u>	<u>Desired Outcomes</u>	<u>Resource Allocation from Division III Budget</u>
Implement use of available technology to regularly deliver NCAA messages and rules education.	The governance structure will continually assess common needs and available technologies to increase the timeliness, clarity, conciseness and effectiveness of membership communication.	Overhead
Partnership with National Association of Division III Athletics Administrators.	The governance structure will provide financial support to the NADIII AA. National office staff will support this membership-led organization in its professional development offerings.	\$75,000
Educate the membership on the role of the NCAA national office.	Increase membership understanding of the role of the national office by including this information in governance presentations made at Leadership Conferences, Regional Seminars, conference meetings, and other appropriate venues.	Overhead
Conference Contact program.	Continue to service all conferences and ensure new conferences are accommodated according to program guidelines.	Overhead
Strategic Initiative Conference Grant Program: Tier Three - Technology Grants.	Provide funding to conferences offices to upgrade or maintain technical capabilities to access technical platforms used by the NCAA.	\$682,521
New orientation programs to support athletics directors and commissioners.	Maintain in-person, orientation programs for new athletics directors and commissioners to assist with the knowledge, resources and philosophy of the division.	\$85,000

**ASSOCIATION-WIDE GOAL 5: Perceptions of the Association and Intercollegiate Athletics.
The public will gain a greater understanding of and confidence in the integrity of intercollegiate athletics
and will more readily support its values.**

Objectives

- Increase awareness of and advocacy for the positive values of intercollegiate athletics among the media and the public and within the membership.
- Increase the public's confidence in the Association as a whole.

<u>Programs and Initiatives</u>	<u>Desired Outcomes</u>	<u>Resource Allocation from Division III Budget</u>
Strategic Initiative Conference Grant Program: Tier Three-Promotions/Marketing/Division III Identity.	Increase opportunities for promotion and marketing efforts on behalf of Division III institutions and conferences, consistent with the messages of the Strategic Positioning Platform.	\$324,885
Division III Identity Initiative.	Clarify and promote the unique Division III philosophy as articulated in the Division's Strategic Positioning Platform. Enable conferences and institutions to better tell the Division III story to a variety of target audiences. Support the following identity activation initiatives: Division III week, national and customizable videos. Maintain a recognition award for directors of athletics communication to recognize the most outstanding written or video work that tells the Division III story.	\$300,000
Special Olympics Partnership.	Continue to grow the strategic partnership with Special Olympics. Maintain Special Olympics events as a signature element of the Division III championships program and continue to encourage campus and conference engagement with local Special Olympics chapters.	\$35,000
Academic All-America Partnership with CoSIDA.	Promote academic success of Division III student-athletes through financial support of a Division III Academic All-America Program.	\$44,000
Strategic Initiative Conference Grant Program: Tier One - Professional development support for Sports Information Directors (SIDs).	Continue to identify new ways to support the growth of SIDs as strategic communicators, advance the messages of the Division III platform, and communicate the story of Division III at the local level. Offer professional development support through the Conference Grant Program, and position support through the Strategic Alliance Matching Grant and Internship Program.	\$46,200

Appendix B

Division III Budget Justification

Projected NCAA Division III 2020-21 Budget Breakdown	Division III Philosophy Statement and Constitutional Principles Justifying Funded Programs
Revenue: Division III 3.18% Revenue Allocation (ESTIMATE) \$33,924,323 Membership Dues \$519,000	<i>Division III Institutions....</i>
Expenses:	
Total Championships Expense (reduced COVID-19 and excluding overhead) \$23,107,593	Support student-athletes in their efforts to reach high levels of athletics performance, which may include opportunities for participation in national championships, by providing all teams with adequate facilities, competent coaching and appropriate competitive opportunities. (Division III Philosophy Statement – section r))
Strategic Initiative Conference Grant Program \$3,194,730	Place special importance on the impact of athletics on the participants rather than on the spectators and place greater emphasis on the internal constituency (e.g., students, alumni, institutional personnel) than on the general public and its entertainment needs; (Bylaw 20.11-(b))
NAD3AA Partnership \$75,000	The purpose of the NCAA is to assist its members in developing the basis for consistent, equitable competition while minimizing infringement on the freedom of individual institutions to determine their own special objectives and programs. (Bylaw 20.11)
Conference Commissioners/SID Meeting \$20,000	The purpose of the NCAA is to assist its members in developing the basis for consistent, equitable competition while minimizing infringement on the freedom of individual institutions to determine their own special objectives and programs. (Bylaw 20.11)
Conference Rules Seminar Association-wide	The Association shall assist the institution in its efforts to achieve full compliance with all rules and regulations and shall afford the institution, its staff and student-athletes fair procedures in the consideration of an identified or alleged failure in compliance. (Constitution 2.8.2)
Women Leaders Enhancement Grants \$30,000	Support ethnic and gender diversity for all constituents; (Bylaw 20.11-(p))
Division-wide Sportsmanship Initiative \$225,000	Encourage the development of sportsmanship and positive societal attitudes in all constituents, including student-athletes, coaches, administrative personnel and spectators; (Bylaw 20.11-(e))
Strategic Alliance Matching Grant \$708,600	Support ethnic and gender diversity for all constituents; (Bylaw 20.11-(p))
Women & Minority Intern Program \$1,300,000	Support ethnic and gender diversity for all constituents; (Bylaw 20.11-(p))
Student-Athlete Leadership Forum (reduced due to COVID-19) \$350,000	Seek to establish and maintain an environment in which student-athlete’s athletics activities are conducted as an integral part of the student-athlete’s educational experience, and in which coaches play a significant role as educators. (Bylaw 20.11)
Campus Based Student-Athlete Leadership Programming (reduced due to COVID-19) \$75,000	The purpose is to provide DiSC behavioral assessments to student-athletes, coaches and administrators. The DiSC assessment aids participants with understanding their individual behavioral styles and preferences, a common language when addressing these topics and methods to better relate to others. It also provides additional strategies to build more effective relationships on teams and in the workplace.
360 Proof (reduced due to COVID-19) \$100,000	Intercollegiate athletics programs shall be conducted in a manner designed to protect and enhance the physical and educational well-being of student-athletes. (Constitution 2.2)
FAR Fellows Institute/Orientation (reduced due to COVID-19) \$80,000	Colleges and universities in Division III place highest priority on the overall quality of the educational experience and on the successful completion of all students’ academic programs. They seek to establish and maintain an environment in which student-athlete’s athletics activities are conducted as an integral part of the student-athlete’s educational experience (preamble to philosophy statement)
Division III Academic All-America (CoSIDA) \$44,000	Colleges and universities in Division III place highest priority on the overall quality of the educational experience and on the successful completion of all students’ academic program (preamble to philosophy statement).
Working Groups (reduced COVID-19) \$0	This initiative exists to provide opportunities for working groups/task forces in the future.
CoSIDA D3 Day \$15,000	This initiative supports 175-200 sports information directors to receive professional development.

Projected NCAA Division III 2020-21 Budget Breakdown		Division III Philosophy Statement and Constitutional Principles Justifying Funded Programs
Expenses, continued:		
Identity Initiatives (reduced COVID-19)	\$234,000	This initiative is reflective of the entire Division III Philosophy Statement (Bylaw 20.11).
Special Olympics Partnership	\$35,000	Institutions seek to establish and maintain an environment in which student-athlete's athletics activities are conducted as an integral part of the student-athlete's educational experience (preamble to philosophy statement).
Inclusion and Diversity Partnership	\$250,000	Support ethnic and gender diversity for all constituents; (Bylaw 20.11-(I))
Division III University	\$ 0	Funding to create new modules for Division III University and purchase additional user licenses.
LGBTQ Programming (reduced COVID-19)	\$20,000	Funding for a train the trainer and/or programming, and a recognition program. Partner with office of inclusion.
Coaching Enhancement Grant	\$100,000	New grant program for female and ethnic minority asst. coaches. The two-year matching grant provides \$7,500 in salary and benefits and \$1,500 annually in professional development. Partner with Leadership Development.
Division III Cancellation Insurance	\$41,000	Intercollegiate athletics programs shall be administered in keeping with prudent management and fiscal practices to assure the financial stability necessary for providing student-athletes with adequate opportunities for athletics competition as an integral part of a quality educational experience. (Constitution 2.16)
Convention Programming including specific student-athlete programs	\$70,000	Continue to create specific programming for student-athletes attending the annual Convention to help better engage and educate on the Division III philosophy.
Athletics Direct Report (ADR) Institute (reduced COVID-19)	\$85,000	Conduct an inaugural ADR Institute in 2016 in conjunction with the annual NCAA Convention. For Division III member institutions that have an ADR reporting structure, ADRs should be consulted for input on key institutional and conference operational and strategic issues facing the athletics program. The Institute will allow for an intentional level of engagement and professional development to assist ADRs in overseeing and managing the athletics department on campus.
New Athletics Director Orientation	\$70,000	Create in-person, orientation programs for new athletics directors to assist with the knowledge, resources and philosophy of the division.
New Commissioner Orientation	\$15,000	Create in-person, orientation programs for new commissioners to assist with the knowledge, resources and philosophy of the division.
Additional SAAC in-person meeting	\$25,000	A planning meeting for the Division III national SAAC committee. At this meeting, SAAC provides an orientation for new members and sets its goals and objectives for the year.
SAAC Associate Members	\$65,000	Provide funds to pay expenses for conference partner liaison to attend NCAA Convention. Provide funds to pay expenses for partner conference liaison to attend the July national SAAC
NADIIIAA and D3CA leadership meeting	\$10,000	The executive leadership groups from NADIIIAA and D3CA come to Indianapolis in Sept. to discuss current hot topics in Division III and plan communication strategies for the upcoming year.
NCAA staff professional development	\$7,000	Allows annual professional development for NCAA Division III staff.
Misc. Division III Initiatives	\$119,005	This includes contracting costs, as well as money earmarked to support future initiatives.
Overhead Allocation (including National Office staffing) **	\$1,529,000	Includes request for new AMA FTE and reclass of assistant director of governance to full-time.
Total Division III Expenses	\$31,999,928	

* The \$5 million event cancellation insurance protects the budget in case of a catastrophic event that would reduce or eliminate, for one year, the division's share of media rights revenue.

**The \$1,529,000 overhead fee covers time and miscellaneous expenses related to Division III staff and programs.

***Anticipate a \$2.4 million add to the mandated reserve surplus.

Appendix C

History of the

Division III Strategic Plan

History

The original Division III strategic plan was unveiled in 1998 as the division embarked on its new federated structure. The Division III Management Council Strategic Planning Subcommittee developed the framework for the plan with broad participation of the Presidents Council, Division III and Association-wide committee structure, and the Division III membership. The 2004 version of the Division III Strategic Plan was developed by a joint subcommittee of the Management and Presidents Councils consistent with the Association-wide Strategic Plan adopted by the NCAA Executive Committee in April 2004. The 2004 plan contained many of the existing initiatives and priorities to ensure that the programs and results remain consistent with Division III objectives. However, significant changes occurred as the 2005 and 2006 plans linked the relationship to the Division III philosophy with each Association-wide goal and outlined a series of outcome measures for each goal. Another significant change occurred in 2006-07 as the Division III Strategic Initiatives Grant Program resources were funneled directly to Division III Conferences and the Association of Independents. With this change, many strategic initiatives previously administered at the NCAA national office moved to the local control of conferences and institutions. The localized program encourages collaboration and involvement of all Division III constituent group representatives in the planning, decision-making and accountability of programming and funding to achieve the goals established in the Division's Strategic Plan. Presidential oversight and accountability with the process and budget allocations, consistent with the legislated leadership role of presidents within conference governance, is paramount.

In 2008-09, the strategic plan underwent a format change to create a forward-looking document that highlights the goals and expectations of a budget biennium. Much of the reporting done in previous plans was moved into a Division III Annual Report, and standard committee operations are now reflected in each committee's policy and procedure guide (available on each committee's home page on ncaa.org). The plan clearly articulates the division's funding priorities, and explains when an initiative is funded by Division III, and when it is funded by a broader Association-wide budget. The plan also includes an appendix to show the philosophical or constitutional justification for all programs funded with Division III dollars.

In 2009-10, the plan was updated to highlight the division's near-term strategic priorities. Most 2009-10 priorities resulted from a series of presidentially authored white papers on membership growth published in September 2008. For 2010-12, the plan was updated based on the Division's release of a Strategic Positioning Platform, and clearly defined the near- and medium-term goals the division needed to accomplish to be successful in embodying the platform.

For 2012-15, the plan was updated to reflect the Association's move to a three-year budget cycle.

After the 2012-15 budget cycle, the plan returned to a two-year budget cycle and emphasizes budget accountability and management. With the start of the budget cycle in 2021, the division and governance structure will determine if it wants to stay with a two-year cycle or move to a three-year cycle to finish out the current CBS/Turner broadcast agreement that ends in 2023-24 (i.e. 2021-2024 budget cycle).

	FY 2019 - 2020				FY 2018 - 2019			Actuals as of 6/30		Annualized FY20 Actuals	Variance from 6/30/20
	Actual	Budget	\$ Variance	% of Budget to Date	Actual	Budget	\$ Variance	FY 2018-19	\$ Variance 19-20 to 18-19		
Revenue											
DII/DIII Allocation-Based Revenue	\$10,248,438	\$10,138,880	\$109,558	101.1%	\$32,215,323	\$32,237,370	(\$22,047)	\$31,164,026	(\$20,915,588)	\$10,248,438	\$0
Additional Revenue from Membership Dues Increase	\$530,200	\$519,000	\$11,200	102.2%	\$519,000	\$519,000	\$0	\$530,200	\$0	\$530,200	\$0
Other Non-DII/DIII Revenue	\$0	\$0	\$0	N/A	\$13,200	\$0	\$13,200	\$0	\$0	\$0	\$0
Revenue Total	\$10,778,638	\$10,657,880	\$120,758	101.1%	\$32,747,523	\$32,756,370	(\$8,847)	\$31,694,226	(\$20,915,588)	\$10,778,638	\$0
Expenses											
Championship Expenses											
Men's Championships											
DIII Men's Baseball	\$53,942	\$2,514,092	\$2,460,150	2.1%	\$1,824,012	\$2,332,000	\$507,988	\$1,292,193	(\$1,238,251)	\$53,942	\$0
DIII Men's Basketball	\$662,165	\$1,466,966	\$804,802	45.1%	\$1,314,931	\$1,169,000	(\$145,931)	\$1,319,436	(\$657,272)	\$668,977	\$6,813
DIII Men's Cross Country	\$586,973	\$614,791	\$27,818	95.5%	\$610,617	\$592,350	(\$18,267)	\$602,200	(\$15,227)	\$586,978	\$5
DIII Men's Football	\$2,213,285	\$2,363,405	\$150,120	93.6%	\$1,825,191	\$2,036,500	\$211,309	\$1,828,104	\$385,181	\$2,213,290	\$5
DIII Men's Golf	\$33,132	\$647,835	\$614,703	5.1%	\$609,675	\$621,500	\$11,825	\$590,256	(\$57,124)	\$33,132	\$0
DIII Men's Ice Hockey	\$33,392	\$426,293	\$392,901	7.8%	\$377,793	\$376,000	(\$1,793)	\$371,763	(\$38,371)	\$33,392	\$0
DIII Men's Lacrosse	\$37,698	\$703,701	\$666,003	5.4%	\$633,508	\$634,000	\$492	\$406,436	(\$368,738)	\$39,189	\$1,491
DIII Men's Soccer	\$1,224,329	\$1,341,235	\$116,906	91.3%	\$1,106,540	\$1,244,400	\$137,860	\$1,106,399	\$117,930	\$1,224,335	\$6
DIII Men's Swimming and Diving	\$206,044	\$665,508	\$459,464	31.0%	\$587,216	\$629,000	\$41,784	\$581,801	(\$375,757)	\$206,044	\$0
DIII Men's Tennis	\$13,508	\$726,331	\$712,823	1.9%	\$666,410	\$698,000	\$31,590	\$573,892	(\$560,384)	\$13,508	\$0
DIII Men's Track Indoor	\$752,687	\$860,974	\$108,287	87.4%	\$707,000	\$836,850	\$129,850	\$688,560	\$64,127	\$783,103	\$30,416
DIII Men's Track Outdoor	\$22,790	\$946,924	\$924,134	2.4%	\$937,085	\$921,250	(\$15,835)	\$852,915	(\$830,125)	\$22,790	\$0
DIII Men's Volleyball	\$15,458	\$366,033	\$350,575	4.2%	\$261,586	\$315,000	\$53,414	\$172,336	(\$156,878)	\$15,458	\$0
DIII Men's Wrestling	\$532,825	\$463,975	(\$68,850)	114.8%	\$484,780	\$451,500	(\$33,280)	\$485,043	\$47,782	\$532,825	\$0
Total	\$6,388,228	\$14,108,063	\$7,719,835	45.3%	\$11,946,343	\$12,857,350	\$911,007	\$10,871,334	(\$4,483,106)	\$6,426,964	\$38,736
Women's Championships											
DIII Women's Basketball	\$705,791	\$1,313,026	\$607,235	53.8%	\$1,085,210	\$1,253,000	\$167,790	\$1,093,529	(\$387,738)	\$705,791	\$0
DIII Women's Cross Country	\$562,273	\$637,162	\$74,889	88.2%	\$623,825	\$614,150	(\$9,675)	\$620,525	(\$58,252)	\$562,280	\$7
DIII Women's Field Hockey	\$420,150	\$515,007	\$94,857	81.6%	\$451,497	\$504,000	\$52,503	\$451,420	(\$31,270)	\$420,150	\$0
DIII Women's Golf	\$25,506	\$468,659	\$443,153	5.4%	\$415,327	\$407,550	(\$7,777)	\$397,260	(\$371,754)	\$25,506	\$0
DIII Women's Ice Hockey	\$53,577	\$321,471	\$267,894	16.7%	\$255,906	\$314,000	\$58,094	\$253,714	(\$200,137)	\$53,577	\$0
DIII Women's Lacrosse	\$31,198	\$920,887	\$889,689	3.4%	\$1,002,591	\$851,000	(\$151,591)	\$643,977	(\$612,779)	\$31,198	\$0
DIII Women's Rowing	\$2,249	\$439,372	\$437,123	0.5%	\$354,854	\$427,000	\$72,146	\$244,415	(\$242,166)	\$2,349	\$100
DIII Women's Soccer	\$1,312,947	\$1,359,961	\$47,014	96.5%	\$1,250,641	\$1,327,000	\$76,359	\$1,250,624	\$62,323	\$1,312,952	\$5
DIII Women's Softball	\$797	\$1,661,268	\$1,660,471	0.0%	\$1,535,739	\$1,597,000	\$61,261	\$971,931	(\$971,134)	\$797	\$0
DIII Women's Swimming and Diving	\$249,591	\$693,537	\$443,946	36.0%	\$649,837	\$695,000	\$45,163	\$652,253	(\$402,662)	\$249,591	\$0
DIII Women's Tennis	\$14,239	\$759,270	\$745,031	1.9%	\$699,109	\$740,000	\$40,891	\$613,769	(\$599,530)	\$14,239	\$0
DIII Women's Track Indoor	\$698,158	\$789,890	\$91,732	88.4%	\$598,514	\$766,150	\$167,636	\$596,845	\$101,313	\$729,401	\$31,243
DIII Women's Track Outdoor	\$23,345	\$972,166	\$948,821	2.4%	\$960,065	\$945,750	(\$14,315)	\$870,048	(\$846,703)	\$23,345	\$0
DIII Women's Volleyball	\$1,082,657	\$1,185,413	\$102,756	91.3%	\$1,121,305	\$1,153,500	\$32,195	\$1,120,380	(\$37,723)	\$1,082,660	\$3
Total	\$5,182,480	\$12,037,089	\$6,854,609	43.1%	\$11,004,421	\$11,595,100	\$590,679	\$9,780,690	(\$4,598,210)	\$5,213,837	\$31,357
Championship Expenses Total	\$11,570,708	\$26,145,152	\$14,574,444	44.3%	\$22,950,764	\$24,452,450	\$1,501,686	\$20,652,024	(\$9,081,316)	\$11,640,801	\$70,093
Overhead Allocation	\$362,500	\$435,000	\$72,500	83.3%	\$422,000	\$422,000	\$0	\$351,667	\$10,833	\$435,000	\$72,500
Total Championship Expense	\$11,933,208	\$26,580,152	\$14,646,944	44.9%	\$23,372,764	\$24,874,450	\$1,501,686	\$21,003,691	(\$9,070,483)	\$12,075,801	\$142,593

	FY 2019 - 2020				FY 2018 - 2019			Actuals as of 6/30		Annualized FY20 Actuals	\$ Variance 19-20 to 18-19
	Actual	Budget	\$ Variance	% of Budget to Date	Actual	Budget	\$ Variance	FY 2018-19	\$ Variance 19-20 to 18-19		
Non-Championship Expenses											
Conference Grants	\$3,167,582	\$3,194,730	\$27,148	99.2%	\$3,042,605	\$3,042,600	(\$5)	\$3,042,605	\$124,977	\$3,167,582	\$0
Intern Program	\$1,078,162	\$1,300,000	\$221,838	82.9%	\$1,175,236	\$1,209,920	\$34,684	\$1,129,700	(\$51,538)	\$1,078,162	\$0
Strategic Alliance Matching Grant	\$636,921	\$708,600	\$71,679	89.9%	\$556,556	\$708,600	\$152,044	\$624,228	\$12,693	\$636,921	\$0
Leadership Conference	\$83,734	\$365,000	\$281,266	22.9%	\$414,356	\$365,000	(\$49,356)	\$181,903	(\$98,169)	\$83,734	\$0
Identity Initiative	\$154,966	\$300,000	\$145,034	51.7%	\$324,104	\$300,000	(\$24,104)	\$181,754	(\$26,788)	\$218,275	\$63,309
Diversity Initiatives	\$122,379	\$250,000	\$127,621	49.0%	\$250,728	\$250,000	(\$728)	\$220,922	(\$98,543)	\$122,379	\$0
Sportsmanship - GameDay the DIII Way	\$147,296	\$225,000	\$77,704	65.5%	\$210,547	\$250,000	\$39,453	\$171,503	(\$24,207)	\$178,973	\$31,677
360 Proof	\$82,040	\$115,000	\$32,960	71.3%	\$91,749	\$125,000	\$33,251	\$78,947	\$3,093	\$82,040	\$0
Administrative - Misc	\$9,275	\$112,404	\$103,129	8.3%	\$17,789	\$15,380	(\$2,409)	\$17,789	(\$8,514)	\$9,275	\$0
Coaches and Administrators Diversity	\$0	\$100,000	\$100,000	0.0%	\$90,000	\$100,000	\$10,000	\$0	\$0	\$99,000	\$99,000
Leadership Development Initiatives DiSC	\$83,443	\$100,000	\$16,557	83.4%	\$100,000	\$100,000	\$0	\$100,000	(\$16,557)	\$83,443	\$0
LGBTQ	\$79,333	\$100,000	\$20,667	79.3%	\$123,293	\$100,000	(\$23,293)	\$123,052	(\$43,719)	\$79,333	\$0
ADR Institute	\$63,925	\$90,000	\$26,075	71.0%	\$58,430	\$90,000	\$31,570	\$55,763	\$8,162	\$63,925	\$0
SAAC April and Associate Member Meetings	\$31,793	\$90,000	\$58,207	35.3%	\$77,791	\$90,000	\$12,209	\$63,462	(\$31,669)	\$31,793	\$0
AD and Commissioner Orientation	\$30,495	\$85,000	\$54,505	35.9%	\$103,759	\$85,000	(\$18,759)	\$52,218	(\$21,723)	\$30,495	\$0
FAR Orientation/Institute	\$50,191	\$85,000	\$34,809	59.0%	\$84,863	\$85,000	\$137	\$66,139	(\$15,948)	\$50,191	\$0
Membership Learning Management - DIII University	\$0	\$80,670	\$80,670	0.0%	\$20,107	\$55,000	\$34,893	\$20,107	(\$20,107)	\$0	\$0
Athletics Administrator Partnership (NADIIIAA)	\$14,534	\$75,000	\$60,466	19.4%	\$75,000	\$75,000	\$0	\$75,000	(\$60,466)	\$25,000	\$10,466
NCAA Annual Convention	\$58,747	\$70,000	\$11,253	83.9%	\$70,326	\$70,000	(\$326)	\$70,326	(\$11,579)	\$58,747	\$0
Academic All-America Program (Co-SIDA)	\$39,500	\$44,000	\$4,500	89.8%	\$39,500	\$44,000	\$4,500	\$39,500	\$0	\$39,500	\$0
Insurance	\$40,960	\$41,000	\$40	99.9%	\$40,960	\$41,000	\$40	\$40,960	\$0	\$40,960	\$0
Special Olympics	\$4,909	\$35,000	\$30,091	14.0%	\$35,970	\$35,000	(\$970)	\$33,233	(\$28,324)	\$4,909	\$0
Women Leaders in College Sports	\$0	\$30,000	\$30,000	0.0%	\$30,945	\$30,000	(\$945)	\$945	(\$945)	\$22,000	\$22,000
Conference Commissioner Meetings	\$5,908	\$20,000	\$14,092	29.5%	\$17,591	\$20,000	\$2,409	\$1,329	\$4,579	\$5,908	\$0
Working Groups	\$4,204	\$20,000	\$15,796	21.0%	\$22,831	\$20,000	(\$2,831)	\$22,157	(\$17,953)	\$4,204	\$0
CoSIDA DIII Day	\$0	\$15,000	\$15,000	0.0%	\$23,844	\$15,000	(\$8,844)	\$13,341	(\$13,341)	\$0	\$0
NADIIIAA and Commissioner Mtg	\$768	\$10,000	\$9,232	7.7%	\$4,128	\$10,000	\$5,872	\$1,769	(\$1,001)	\$768	\$0
Staff Professional Development	\$6,378	\$7,000	\$622	91.1%	\$6,375	\$7,000	\$625	\$6,576	(\$198)	\$6,378	\$0
Championships Festival	\$30	\$0	(\$30)	N/A	\$5	\$0	(\$5)	\$0	\$30	\$30	\$0
Exploratory/Provisional Membership	\$3,548	\$0	(\$3,548)	N/A	\$2,284	\$0	(\$2,284)	\$2,254	\$1,294	\$3,548	\$0
Injury Surveillance and Testing	\$0	\$0	\$0	N/A	\$0	\$74,500	\$74,500	\$0	\$0	\$0	\$0
Academic Reporting Honorarium	\$0	\$0	\$0	N/A	\$34,995	\$35,000	\$5	\$34,996	(\$34,996)	\$0	\$0
Non-Championship Expenses Total	\$6,001,021	\$7,668,404	\$1,667,383	78.3%	\$7,146,666	\$7,448,000	\$301,334	\$6,472,478	(\$471,457)	\$6,227,474	\$226,452
Overhead Allocation	\$911,667	\$1,094,000	\$182,333	83.3%	\$1,062,000	\$1,062,000	\$0	\$885,000	\$26,667	\$1,094,000	\$182,333
Total Non-Championship Expense	\$6,912,688	\$8,762,404	\$1,849,716	78.9%	\$8,208,666	\$8,510,000	\$301,334	\$7,357,478	(\$444,790)	\$7,321,474	\$408,786
Expenses Total	\$18,845,896	\$35,342,556	\$16,496,660	53.3%	\$31,581,430	\$33,384,450	\$1,803,020	\$28,361,168	(\$9,515,273)	\$19,397,275	\$551,379
Surplus (Deficit)	(\$8,067,257)	(\$24,684,676)			\$1,166,093	(\$628,080)				(\$8,618,636)	
Add: Prior Year Reserve Balance	\$30,347,383	\$28,553,209			\$29,181,289	\$29,181,289					
Estimated Reserve Balance	\$22,280,125	\$3,868,533			\$30,347,383	\$28,553,209					

Post-COVID with PROPOSED Reductions

Assumptions:

- A) Goal is to a modest Cash Reserve Surplus; minimize the Net Change in Fund Balance and stay close to the 75/25 ratio of championship to nonchampionship spend.
- B) Changes in "Policy" could be implemented for fiscal year 2014-2015, but the earliest Changes in "Program funding" could realistically occur is 2015-2016.
 - Game Operations increases by X% each fiscal year based on FY2009-10 thru FY2015-16 average increases. Actual growth rate is 4.6% annually.
 - Committee expenses increase by X% each fiscal year based on FY2011-12 thru FY2015-16 average increases. Actual growth rate is -2.1% annually.
 - Team Transportation increases by X% each fiscal year based on cost per traveler analysis for FY2008-09 thru FY2016-17.
 - Projection does not include any increase increase in bracket size due to sport sponsorship increases (access ratio) other than 2015-16 bracket expansion for women's lacrosse (2 teams) and 2017-18

1.00% [DIII Champs Assumption Analysis 16-17](#)
0.00% [DIII Champs Assumption Analysis 16-17](#)
3.94% Presentation to CFO on Travel Models by division

The National Collegiate Athletic Association

Division III Budget Projections

	2018-19 Actual	2019-20 Projection	2020-21 Projection	2021-22 Projection	2022-23 Projection	2023-24 Projection
Revenue:						
Division III 3.18% Revenue Allocation	\$ 32,249,015	\$ 10,138,880	\$ 33,924,323	\$ 34,607,323	\$ 34,752,323	\$ 34,803,323
Draw from DIII Reserve						
Additional Revenue from Membership Dues Increase	\$ 530,200	\$ 530,200	\$ 519,000	\$ 519,000	\$ 519,000	\$ 519,000
Division III Other Revenue	57,500	-	-	-	-	-
Total Revenue	\$ 32,836,715	\$ 10,669,080	\$ 34,443,323	\$ 35,126,323	\$ 35,271,323	\$ 35,322,323
Projected Revenue Increase	2.6%	-68.6%	234.6%	2.0%	0.4%	0.1%
Expenses:						
Championships Game Operations	4,696,723	2,388,104	4,366,503	4,612,168	4,693,290	4,704,873
Championships Committee	353,305	352,902	292,815	492,815	492,815	492,815
Championships Team Transportation	9,128,803	6,144,085	11,546,230	12,001,151	12,473,997	12,965,472
Championships Per Diem	6,844,931	3,264,493	8,202,045	8,202,045	8,202,045	8,202,045
Championships Overhead Allocation ⁴	422,000	435,000	448,000	461,000	475,000	489,000
Total Championship Expenses	21,445,763	12,584,584	24,855,593	25,769,180	26,337,147	26,854,205
Non-Championships Base Budget	6,616,467	6,146,992	7,265,000	7,402,000	7,403,000	7,380,000
Non-Championships Initiatives	-	-	-	-	-	-
Non-Championships Overhead Allocation ⁴	1,037,000	1,094,000	1,127,000	1,161,000	1,196,000	1,232,000
Total Non-Championship Expenses	7,653,467	7,240,992	8,392,000	8,563,000	8,599,000	8,612,000
Total Division III Expenses (before supplemental spending)	\$ 29,099,230	\$ 19,825,576	\$ 33,247,593	\$ 34,332,180	\$ 34,936,147	\$ 35,466,205
Net Change in Fund Balance (before supplemental spending)	\$ 3,737,485	\$ (9,156,496)	\$ 1,195,730	\$ 794,143	\$ 335,176	\$ (143,882)
Supplemental items:						
Local ground transportation for individual sports	575,000	-	-	-	-	-
Men's Joint Championship	-	82,500	-	-	-	-
Women's Joint Championship	-	-	-	-	250,000	-
Guarantee first round no conference match-ups	-	-	-	-	-	-
Local ground transportation for team sports	316,000	-	-	-	-	-
Increase in travel party size for team sports	1,036,000	-	1,112,000	1,137,000	1,163,000	1,190,000
Supplemental Championships Spending from reserve ²	1,927,000	82,500	1,112,000	1,137,000	1,413,000	1,190,000
Supplemental Non-Championships Spending from reserve	530,200	-	-	-	-	-
Total Supplemental Spending	2,457,200	82,500	1,112,000	1,137,000	1,413,000	1,190,000
Division III Membership Dues Credit	-	-	-	-	-	-
Total Division III Expenses (after supplemental spending)	\$ 31,556,430	\$ 19,908,076	\$ 34,359,593	\$ 35,469,180	\$ 36,349,147	\$ 36,656,205
Net Change in Fund Balance (after supplemental spending)	\$ 1,280,285	\$ (9,238,996)	\$ 83,730	\$ (342,857)	\$ (1,077,824)	\$ (1,333,882)
Projected Expense Increase	-2.4%	-36.9%	72.6%	3.2%	2.5%	0.8%
Beginning Fund Balance (Projected Reserve and Unallocated Funds)	\$ 29,181,289	\$ 30,461,574	\$ 21,222,578	\$ 21,306,308	\$ 20,963,451	\$ 19,885,627
Less:						
Net Change in Fund Balance	1,280,285	(9,238,996)	83,730	(342,857)	(1,077,824)	(1,333,882)
Ending Fund Balance (Projected Reserve and Unallocated Funds)	\$ 30,461,574	\$ 21,222,578	\$ 21,306,308	\$ 20,963,451	\$ 19,885,627	\$ 18,551,745
Mandated Reserve ¹	(16,124,508)	(5,069,440)	(16,962,162)	(17,303,662)	(17,376,162)	(17,401,662)
Cash available in excess of reserve policy	\$ 14,337,067	\$ 16,153,138	\$ 4,344,147	\$ 3,659,790	\$ 2,509,466	\$ 1,150,084
Percentage DIII Spend - Championships	74%	64%	76%	76%	76%	77%
Percentage DIII Spend - Non-Championships	26%	36%	24%	24%	24%	23%

Notes:

- 1 Mandated reserve is 50% of the annual DIII revenue allocation. The division also holds a separate event cancellation insurance policy with a \$5M limit.
- 2 Supplemental championships spending is earmarked for individual/team local ground transportation and returning travel party sizes to 2013-14 levels. This supplemental spending would be evaluated first for elimination in the event of an operating deficit.
- 3 Amount includes inflationary increase from prior year amount (light blue highlight).
- 4 All amounts for 2018-19 are unaudited amounts. Overhead estimates were last updated September 2018.
- 5 Figures highlighted were reduced or eliminated due to the FY2020 basketball tournament being cancelled. Expense reductions are as follows:

Total Championships Expenses	-	(11,410,568)	(400,000)	-	-	-
Total Non-Championships Expenses	-	(1,002,412)	(89,000)	(89,000)	(89,000)	(89,000)
Total Supplemental Spend	-	(3,021,500)	(1,840,000)	(1,530,000)	(1,570,000)	(1,612,000)
	-	(15,434,480)	(2,329,000)	(1,619,000)	(1,659,000)	(1,701,000)

Post COVID with reductions - PROPOSED mandated reserve policy

Assumptions:

- A) Goal is to a modest Cash Reserve Surplus; minimize the Net Change in Fund Balance and stay close to the 75/25 ratio of championship to nonchampionship spend.
- B) Changes in "Policy" could be implemented for fiscal year 2014-2015, but the earliest Changes in "Program funding" could realistically occur is 2015-2016.
 - Game Operations increases by X% each fiscal year based on FY2009-10 thru FY2015-16 average increases. Actual growth rate is 4.6% annually. 1.00% [DIII Champs Assumption Analysis 16-17](#)
 - Committee expenses increase by X% each fiscal year based on FY2011-12 thru FY2015-16 average increases. Actual growth rate is -2.1% annually. 0.00% [DIII Champs Assumption Analysis 16-17](#)
 - Team Transportation increases by X% each fiscal year based on cost per traveler analysis for FY2008-09 thru FY2016-17. 3.94% [Presentation to CFO on Travel Models by division](#)
 - Projection does not include any increase increase in bracket size due to sport sponsorship increases (access ratio) other than 2015-16 bracket expansion for women's lacrosse (2 teams) and 2017-18 women's swimming and diving improved access ratio.

The National Collegiate Athletic Association

Division III Budget Projections

	2018-19 Actual	2019-20 Projection	2020-21 Projection	2021-22 Projection	2022-23 Projection	2023-24 Projection	2024-25 Projection	2025-26 Projection	2026-27 Projection	2027-28 Projection	2028-29 Projection	2029-2030 Projection	2030-31 Projection	2031-32 Projection
Revenue:														
Division III 3.18% Revenue Allocation	\$ 32,249,015	\$ 10,138,880	\$ 33,924,323	\$ 34,607,323	\$ 34,752,323	\$ 34,803,323	\$ 38,683,323	\$ 39,478,323	\$ 40,432,323	\$ 41,227,323	\$ 42,976,323	\$ 44,089,323	\$ 45,202,323	\$ 44,089,323
Draw from DIII Reserve														
Additional Revenue from Membership Dues Increase	\$ 530,200	\$ 530,200	\$ 519,000	\$ 519,000	\$ 519,000	\$ 519,000	\$ 519,000	\$ 519,000	\$ 519,000	\$ 519,000	\$ 519,000	\$ 519,000	\$ 519,000	\$ 519,000
Division III Other Revenue	57,500	-	-	-	-	-	-	-	-	-	-	-	-	-
Total Revenue	\$ 32,836,715	\$ 10,669,080	\$ 34,443,323	\$ 35,126,323	\$ 35,271,323	\$ 35,322,323	\$ 39,202,323	\$ 39,997,323	\$ 40,951,323	\$ 41,746,323	\$ 43,495,323	\$ 44,608,323	\$ 45,721,323	\$ 44,608,323
Projected Revenue Increase	2.6%	-68.6%	234.6%	2.0%	0.4%	0.1%	11.1%	2.1%	2.4%	2.0%	4.2%	2.6%	2.5%	-2.5%
Expenses:														
Championships Game Operations	4,696,723	2,388,104	4,366,503	4,612,168	4,693,290	4,704,873	4,751,922	4,799,441	4,847,435	4,895,910	4,944,869	4,994,318	5,044,261	5,094,703
Championships Committee	353,305	352,902	292,815	492,815	492,815	492,815	492,815	492,815	492,815	492,815	492,815	492,815	492,815	492,815
Championships Team Transportation	9,128,803	6,144,085	11,546,230	12,001,151	12,473,997	12,965,472	13,476,312	14,007,279	14,559,165	15,132,796	15,729,029	16,348,752	16,992,893	17,662,413
Championships Per Diem	6,844,931	3,264,493	8,202,045	8,202,045	8,202,045	8,202,045	8,202,045	8,202,045	8,202,045	8,202,045	8,202,045	8,202,045	8,202,045	8,202,045
Championships Overhead Allocation ⁴	422,000	435,000	448,000	461,000	475,000	489,000	504,000	519,000	535,000	551,000	568,000	585,000	603,000	621,000
Total Championship Expenses	21,445,763	12,584,584	24,855,593	25,769,180	26,337,147	26,854,205	27,427,094	28,020,580	28,636,461	29,274,566	29,936,757	30,622,930	31,335,014	32,072,977
Non-Championships Base Budget	6,616,467	6,146,992	7,265,000	7,402,000	7,403,000	7,380,000	7,880,000	7,958,800	8,038,388	8,118,772	8,199,960	8,281,959	8,364,779	8,448,427
Non-Championships Initiatives	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Non-Championships Overhead Allocation ⁴	1,037,000	1,094,000	1,127,000	1,161,000	1,196,000	1,232,000	1,269,000	1,307,000	1,346,000	1,386,000	1,428,000	1,471,000	1,515,000	1,560,000
Total Non-Championship Expenses	7,653,467	7,240,992	8,392,000	8,563,000	8,599,000	8,612,000	9,149,000	9,265,800	9,384,388	9,504,772	9,627,960	9,752,959	9,879,779	10,008,427
Total Division III Expenses (before supplemental spending)	\$ 29,099,230	\$ 19,825,576	\$ 33,247,593	\$ 34,332,180	\$ 34,936,147	\$ 35,466,205	\$ 36,576,094	\$ 37,286,380	\$ 38,020,849	\$ 38,779,338	\$ 39,564,717	\$ 40,375,889	\$ 41,214,793	\$ 42,081,403
Net Change in Fund Balance (before supplemental spending)	\$ 3,737,485	\$ (9,156,496)	\$ 1,195,730	\$ 794,143	\$ 335,176	\$ (143,882)	\$ 2,626,229	\$ 2,710,943	\$ 2,930,474	\$ 2,966,985	\$ 3,930,606	\$ 4,232,434	\$ 4,506,530	\$ 2,526,920
Supplemental items:														
Local ground transportation for individual sports	575,000	-	-	-	-	-	733,000	762,000	792,000	823,000	855,000	889,000	924,000	960,000
Men's Joint Championship	-	82,500	-	-	-	-	-	-	-	-	-	-	-	-
Women's Joint Championship	-	-	-	-	250,000	-	-	-	-	-	-	-	-	-
Guarantee first round no conference match-ups	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Local ground transportation for team sports	316,000	-	-	-	-	-	403,000	419,000	436,000	453,000	471,000	490,000	509,000	529,000
Increase in travel party size for team sports	1,036,000	-	1,112,000	1,137,000	1,163,000	1,190,000	1,218,000	1,247,000	1,277,000	1,308,000	1,340,000	1,374,000	1,409,000	1,445,000
Supplemental Championships Spending from reserve ²	1,927,000	82,500	1,112,000	1,137,000	1,413,000	1,190,000	2,354,000	2,428,000	2,505,000	2,584,000	2,666,000	2,753,000	2,842,000	2,934,000
Supplemental Non-Championships Spending from reserve	530,200	-	-	-	-	-	519,000	519,000	519,000	519,000	519,000	519,000	519,000	519,000
Total Supplemental Spending	2,457,200	82,500	1,112,000	1,137,000	1,413,000	1,190,000	2,873,000	2,947,000	3,024,000	3,103,000	3,185,000	3,272,000	3,361,000	3,453,000
Division III Membership Dues Credit	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total Division III Expenses (after supplemental spending)	\$ 31,556,430	\$ 19,908,076	\$ 34,359,593	\$ 35,469,180	\$ 36,349,147	\$ 36,656,205	\$ 39,449,094	\$ 40,233,380	\$ 41,044,849	\$ 41,882,338	\$ 42,749,717	\$ 43,647,889	\$ 44,575,793	\$ 45,534,403
Net Change in Fund Balance (after supplemental spending)	\$ 1,280,285	\$ (9,238,996)	\$ 83,730	\$ (342,857)	\$ (1,077,824)	\$ (1,333,882)	\$ (246,771)	\$ (236,057)	\$ (93,526)	\$ (136,015)	\$ 745,606	\$ 960,434	\$ 1,145,530	\$ (926,080)
Projected Expense Increase	-2.4%	-36.9%	72.6%	3.2%	2.5%	0.8%	7.6%	2.0%	2.0%	2.0%	2.1%	2.1%	2.1%	2.2%
Beginning Fund Balance (Projected Reserve and Unallocated Funds)	\$ 29,181,289	\$ 30,461,574	\$ 21,222,578	\$ 21,306,308	\$ 20,963,451	\$ 19,885,627	\$ 18,551,745	\$ 18,304,974	\$ 18,068,917	\$ 17,975,391	\$ 17,839,376	\$ 18,584,982	\$ 19,545,416	\$ 20,690,946
Less:														
Net Change in Fund Balance	1,280,285	(9,238,996)	83,730	(342,857)	(1,077,824)	(1,333,882)	(246,771)	(236,057)	(93,526)	(136,015)	745,606	960,434	1,145,530	(926,080)
Ending Fund Balance (Projected Reserve and Unallocated Funds)	\$ 30,461,574	\$ 21,222,578	\$ 21,306,308	\$ 20,963,451	\$ 19,885,627	\$ 18,551,745	\$ 18,304,974	\$ 18,068,917	\$ 17,975,391	\$ 17,839,376	\$ 18,584,982	\$ 19,545,416	\$ 20,690,946	\$ 19,764,866
Mandated Reserve ¹	(16,124,508)	(5,069,440)	(16,962,162)	(17,303,662)	(17,376,162)	(17,401,662)	(15,000,000)	(15,000,000)	(15,300,000)	(15,300,000)	(15,606,000)	(15,606,000)	(15,918,120)	(15,918,120)
Cash available in excess of reserve policy	\$ 14,337,067	\$ 16,153,138	\$ 4,344,147	\$ 3,659,790	\$ 2,509,466	\$ 1,150,084	\$ 3,304,974	\$ 3,068,917	\$ 2,675,391	\$ 2,539,376	\$ 2,978,982	\$ 3,939,416	\$ 4,772,826	\$ 3,846,746
Percentage DIII Spend - Championships	74%	64%	76%	76%	76%	77%	75%	76%	76%	76%	76%	76%	77%	77%
Percentage DIII Spend - Non-Championships	26%	36%	24%	24%	24%	23%	25%	24%	24%	24%	24%	24%	23%	23%

Notes:

- 1 Mandated reserve through FY2024 is 50% of the annual DIII revenue allocation. Beginning in FY2025 the mandated reserve will be a flat \$15M. The division also holds a separate event cancellation insurance policy with a \$5M limit.
- 2 Supplemental championships spending is earmarked for individual/team local ground transportation and returning travel party sizes to 2013-14 levels. This supplemental spending would be evaluated first for elimination in the event of an operating deficit.
- 3 Amount includes inflationary increase from prior year amount (light blue highlight).
- 4 All amounts for 2018-19 are unaudited amounts. Overhead estimates were last updated September 2018.
- 5 Figures highlighted were reduced or eliminated due to the FY2020 basketball tournament being cancelled. Expense reductions are as follows:

Total Championships Expenses	-	(11,410,568)	(400,000)	-	-	-	-	-	-	-	-	-	-	-
Total Non-Championships Expenses	-	(1,002,412)	(89,000)	(89,000)	(89,000)	(89,000)	(522,000)	(604,200)	(723,612)	(802,228)	(1,116,040)	(1,269,041)	(1,421,221)	(1,013,573)
Total Supplemental Spend	-	(3,021,500)	(1,840,000)	(1,530,000)	(1,570,000)	(1,612,000)	-	-	-	-	-	-	-	-
Total Expense Reduction	-	(15,434,480)	(2,329,000)	(1,619,000)	(1,659,000)	(1,701,000)	(522,000)	(604,200)	(723,612)	(802,228)	(1,116,040)	(1,269,041)	(1,421,221)	(1,013,573)



**REPORT OF THE
NCAA DIVISION III MANAGEMENT COUNCIL
PLAYING AND PRACTICE SEASONS SUBCOMMITTEE
MAY 22, 2020, TELECONFERENCE**

ACTION ITEMS.

- **None.**

INFORMATIONAL ITEMS.

- 1. Welcome and announcements.** Laura Mooney welcomed the NCAA Division III Management Council Playing and Practice Seasons Subcommittee members.
- 2. Review April 2020 report.** The subcommittee reviewed and approved the report from its April 13, 2020, teleconference.
- 3. Review of role and responsibilities.** NCAA staff provided the subcommittee with a reminder of its role and responsibilities related to NCAA Division III Bylaw 17 issues.
- 4. Consideration of COVID-19 related Bylaw 17 issues.** The subcommittee discussed COVID-19 related Bylaw 17 issues and reviewed the 2020 NCAA Division III COVID-19 Question and Answer Guide. The subcommittee supported the increased flexibility provided by the Division III Administrative Committee in its March 13, 2020, directive and March 26, 2020, clarification. It noted the intent of the increased flexibility is to foster the well-being of the student-athlete and/or the connectivity between and among student-athletes and their respective institutions. Additionally, the subcommittee discussed the application of the Administrative Committee's directive to summer interactions. The subcommittee noted all interactions should be voluntary and the student-athlete should have the discretion to determine whether or not to engage in these interactions. Further, student-athletes that do not engage in these interactions should not incur any adverse consequences. Finally, the subcommittee reviewed the NCAA Sports Science Institute – Core Principle of Resocialization of Collegiate Sport document. The subcommittee will continue to review potential Bylaw 17 issues related to fall sport acclimatization during its June 3, 2020, videoconference.
- 5. Future meetings.** June 3, 2020.
- 6. Adjournment.** The subcommittee adjourned at 11:04 a.m. Eastern time.

Committee Chair: Laura Mooney, Massachusetts College of Liberal Arts

*Staff Liaisons: Tiffany Alford, Academic and Membership Affairs
Laura Peterson, Championships and Corporate Alliances
Zach Romash, Academic and Membership Affairs*

NCAA Division III Management Council Playing and Practice Seasons Subcommittee May 22, 2020, Teleconference	
Attendees:	
Sarah Feyerherm, Washington College (Maryland).	
Catherine Lanigan, Juniata College.	
Laura Mooney, chair; Massachusetts College of Liberal Arts.	
Kandis Schram, Maryville College (Tennessee).	
Michael Vienna, Emory University .	
Joseph Walsh, Great Northeast Athletic Conference.	
Michelle Walsh, Vassar College.	
NCAA Staff Members in Attendance:	
Tiffany Alford, Laura Peterson and Zach Romash.	
Other NCAA Staff Members in Attendance:	
Louise McCleary and Jeff Myers.	



**REPORT OF THE
NCAA DIVISION III MANAGEMENT COUNCIL
PLAYING AND PRACTICE SEASONS SUBCOMMITTEE
JUNE 3, 2020, VIDEOCONFERENCE**

ACTION ITEMS.

1. Legislative items.

- **Playing and Practice Seasons – Fall Preseason Practice Formula – All Fall Sports (including Football) – 17.02.12 and 17.10.2.1.**
 - (1) Recommendation. Waive the existing method for establishing the first permissible practice date and allow the first permissible practice date for all fall sports to be August 10 or the first day of class, whichever is earlier; and allow institutions to have unlimited administrative days to conduct non-athletically related activities (i.e., those days in which the institution may provide housing and meal expenses to student-athletes prior to the start of practice).
 - (2) Effective Date. Immediate. The subcommittee noted the recommendation would apply for the 2020-21 academic year.
 - (3) Rationale. The subcommittee seeks to provide institutions appropriate flexibility to conduct their preseason in the manner that reflects the best interest of their campus, staff and student-athletes. The subcommittee noted that given the uncertainty of scheduling this fall as well as the myriad of health and safety considerations (including the information provided in the Core Principles of Resocialization of Sport), the current method is not sufficient to establish the first practice date. While institutions are not required to strictly apply the Core Principles of Resocialization, including the phase-in periods, Division III legislation should permit its implementation.
 - (4) Budget Impact. None.
 - (5) Student-Athlete Impact. Provides flexibility to institutions to conduct their preseason in a manner that helps ensure the health and safety of student-athletes and reflects their best interests.

2. Nonlegislative items.

- None.

INFORMATIONAL ITEMS.

- 1. Welcome and announcements.** Laura Mooney welcomed the subcommittee members.

2. **Review NCAA Division III Management Council Playing and Practice Seasons Subcommittee April 13, 2020, report.** The subcommittee reviewed and approved the report from its May 22, 2020, teleconference.
3. **Review of 2020 NCAA Division III COVID-19 Question and Answer Guide - Bylaw 17 Playing and Practice Seasons.** The subcommittee reviewed an updated version of the 2020 NCAA Division III COVID-19 Question and Answer Guide - Bylaw 17 Playing and Practice Seasons. The subcommittee did not have any additional recommendations to the document.
4. **Review of Division III Commissioners Association Fall 2020 Scheduling and Championships Survey for Directors of Athletics.** The subcommittee reviewed the feedback from the Division III Commissioners Association Fall 2020 Scheduling and Championships Survey for Director of Athletics
5. **Future meetings.** June 17, 2020.
6. **Adjournment.** The subcommittee adjourned at 11:12 a.m. Eastern time.

Committee Chair: Laura Mooney, Massachusetts College of Liberal Arts
Staff Liaisons: Tiffany Alford, Academic and Membership Affairs
Laura Peterson, Championships and Corporate Alliances
Zach Romash, Academic and Membership Affairs

NCAA Division III Management Council Playing and Practice Seasons Subcommittee June 3, 2020, Videoconference
Attendees:
Sarah Feyerherm, Washington College (Maryland).
Catherine Lanigan, Juniata College.
Laura Mooney, chair; Massachusetts College of Liberal Arts.
Kandis Schram, Maryville College (Tennessee).
Joseph Walsh, Great Northeast Athletic Conference.
Michelle Walsh, Vassar College.
Absentee
Michael Vienna, Emory University.
NCAA Staff Members in Attendance:
Tiffany Alford, Laura Peterson and Zach Romash.
Other NCAA Staff Members in Attendance:
Dan Dutcher; Jeff Myers.



**REPORT OF THE NCAA DIVISION III MANAGEMENT COUNCIL
PLAYING AND PRACTICE SEASONS SUBCOMMITTEE
JUNE 17, 2020, VIDEOCONFERENCE**

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

1. **Welcome and announcements.** Laura Mooney welcomed the subcommittee members.
2. **Review report of the NCAA Division III Management Council Playing and Practice Seasons Subcommittee.** The subcommittee reviewed and approved the report from its June 3, 2020, videoconference.
3. **Consideration of 2020-21 Contest Maximums.** The subcommittee discussed contest maximums for the 2020-21 academic year and did not recommend that they be reduced. The subcommittee noted the importance of providing increased flexibility to the membership in response to COVID-19 and reducing contest maximums would be the first restrictive action taken in response to COVID-19. Further, the subcommittee noted institutions should have the autonomy to schedule the contest maximums if the circumstances permit.
4. **Review Playing and Practice Season Legislative Relief Waivers for Nontraditional Segment.** The subcommittee reviewed legislative relief waivers for the nontraditional segment and recommended providing flexibility to requests for relief from the legislation. While the subcommittee was in favor of providing flexibility with the structuring of the nontraditional segment practice opportunities, it noted that adding additional contests/dates of competition to the nontraditional segment could create additional challenges for institutions' athletic training staffs. Finally, the subcommittee noted flexibility should focus on ensuring the health and safety of student-athletes.
5. **Future meetings.** July 1, 2020.
6. **Adjournment.** The subcommittee adjourned at 4:07 p.m. Eastern time.

Committee Chair: Laura Mooney, Massachusetts College of Liberal Arts
Staff Liaisons: Tiffany Alford, Academic and Membership Affairs
Laura Peterson, Championships and Corporate Alliances
Zach Romash, Academic and Membership Affairs

NCAA Division III Management Council Playing and Practice Seasons Subcommittee June 17, 2020, Videoconference
Attendees:
Sarah Feyerherm, Washington College (Maryland).
Catherine Lanigan, Juniata College.
Laura Mooney, Massachusetts College of Liberal Arts.
Kandis Schram, Maryville College (Tennessee).
Michael Vienna, Emory University.
Joseph Walsh, Great Northeast Athletic Conference.
Michelle Walsh, Vassar College.
NCAA Staff Members in Attendance:
Tiffany Alford, Laura Peterson and Zach Romash.
Other NCAA Staff Members in Attendance:
Dan Dutcher and Jeff Myers.



**REPORT OF THE NCAA DIVISION III MANAGEMENT COUNCIL
PLAYING AND PRACTICE SEASONS SUBCOMMITTEE
JULY 1, 2020, VIDEOCONFERENCE**

ACTION ITEMS.

1. Legislative items.

- **Approve a Blanket Waiver Allowing Institutions to Declare Alternate Playing and Practice Seasons for Fall Sports (including Football) - Bylaws 17.1.1.1 and 17.1.1.2.**
 - (1) **Recommendation.** To allow institutions the discretion to designate the spring as the traditional segment for fall sports. The NCAA fall sports championships would remain as scheduled and institutions declaring a traditional segment in the spring for a sport(s) would not be eligible for that fall championship(s).
 - (2) **Effective Date.** Immediate. The Division III Management Council Playing and Practice Seasons Subcommittee noted the recommendation would apply for the 2020-21 academic year.
 - (3) **Rationale.** The subcommittee seeks to provide institutions and conferences appropriate flexibility in scheduling contests and dates of competition and providing student-athletes with meaningful participation opportunities in the regular season, while also balancing the impact of COVID-19. The subcommittee noted several Division III member institutions have indicated they will not be supporting competition for teams during the fall semester, and permitting institutions and conferences to designate the spring as an alternate playing and practice season for fall Division III championship sports will allow institutions to keep student-athletes engaged throughout the entire academic year.
 - (4) **Budget Impact.** None.
 - (5) **Student-Athlete Impact.** Provides institutions with the flexibility to offer their student-athletes a meaningful participation opportunity in the regular season while also maintaining the ability to practice during the nontraditional segment.

2. Nonlegislative items.

- None.

INFORMATIONAL ITEMS.

- 1. Welcome and announcements.** Laura Mooney welcomed the subcommittee members and the 2020-21 Division III governance postgraduate intern, Jarett Gerald.

2. **Review subcommittee's June 17, 2020, report.** The subcommittee reviewed and approved the report from its June 17 videoconference.
3. **Consideration of 2020-21 playing seasons.** The subcommittee discussed Bylaw 17 playing season regulations for the 2020-21 academic year and reviewed various potential approaches to address concerns regarding playing season regulations in wake of the ongoing COVID-19 public health crisis (See Attachment). The subcommittee confirmed it should continue to utilize a flexible approach to NCAA regulations; and noted the health and safety of student-athletes, the student-athlete experience, minimizing interference with the academic program of student-athletes and institutional viability should serve as guiding principles when determining the appropriate amount of flexibility to provide. The subcommittee noted it will continue to review approaches to playing season regulations for the 2020-21 academic year during its July 8, 2020, meeting.
4. **Future meetings.** July 8, 2020.
5. **Adjournment.** The subcommittee adjourned at 4:12 p.m. Eastern time.

Committee Chair: Laura Mooney, Massachusetts College of Liberal Arts
Staff Liaisons: Tiffany Alford, Academic and Membership Affairs
Laura Peterson, Championships and Corporate Alliances
Zach Romash, Academic and Membership Affairs

NCAA Division III Management Council Playing and Practice Seasons Subcommittee July 1, 2020, Videoconference
Attendees:
Sarah Feyerherm, Washington College (Maryland).
Catherine Lanigan, Juniata College.
Laura Mooney, chair; Massachusetts College of Liberal Arts.
Kandis Schram, Maryville College (Tennessee).
Michael Vienna, Emory University.
Joseph Walsh, Great Northeast Athletic Conference.
Michelle Walsh, Vassar College.
NCAA Staff Members in Attendance:
Tiffany Alford, Laura Peterson and Zach Romash.
Other NCAA Staff Members in Attendance:
Lauren Frost, Jarett Gerald, Louise McCleary and Jeff Myers.



**Division III Management Council Playing and Practice Season Subcommittee
2020-21 Academic Year: Playing Season Considerations**

Issue.

The Division III Management Council Playing and Practice Season Subcommittee is asked to make recommendations regarding appropriate relief from Bylaw 17 playing season regulations for the 2020-21 academic year due to disruption caused by the ongoing COVID-19 public health crisis.

Background.

Several institutions have already publicly declared that they will not conduct any sports during the fall semester. Additionally, many institutions have amended their academic calendars to eliminate fall breaks and end on-campus instruction by Thanksgiving. A return to campus after the first of the year is also a topic of discussion for member institutions. These decisions have resulted in member institutions inquiring about opportunities for their student-athletes. The academic and membership affairs staff have received requests (either formally or informally) from at least eight different conferences for flexibility regarding the application of Bylaw 17 playing seasons regulations. Those requests have involved: (1) Greater flexibility to conduct the fall non-traditional segment for spring sports; (2) Allowing fall sports to conduct their traditional segment in the spring; and (3) Moving the start date for basketball, ice hockey and wrestling to earlier in the fall semester.

The Division III Administrative Committee directed any significant change to the playing season regulations should be reviewed by Division III Management Council and if necessary, by Division III Presidents Council. Consequently, this subcommittee is asked to review the playing season regulations and recommend what, if any, flexibility to the playing seasons regulations should be available for this academic year.

Review principles.

Nearly all governance committees have agreed the extenuating circumstance involving COVID-19 warrants a flexible approach to NCAA regulations. However, the challenge is in determining how much flexibility and when that flexibility should be exercised. Consequently, it may be helpful to establish a set of principles to help guide this subcommittee in its review. The following serve as a starting point for establishing guiding principles:

1. Any amendments should not compromise the health and safety of student-athletes specifically, and the campus community more generally.
2. Any amendments should foster a positive student-athlete experience.

3. Any amendments should maintain the guiding principle that the playing seasons are regulated to minimize interference with the academic programs of student-athletes.
4. Institutional viability issues (e.g. enrollment management, personnel limitations, resources) should be evaluated as part of proposed changes.

Concepts.

Outlined below are potential approaches that address the concerns regarding playing season regulations. All of these approaches are presented within the context of the NCAA championships remaining as scheduled. The potential approaches for the 2020-21 academic year, are as follows:

1. The current Bylaw 17 regulations should not be amended.
2. With respect to fall sports, start date flexibility was granted and any consideration for spring participation should be reviewed at a later date.
3. Waivers of Bylaw 17 should be reviewed on a case by case basis and should not be reviewed from a division-wide perspective.
4. Bylaw 17 flexibility should be granted before the start of the 2020-21 academic year.
5. Other approaches?

Varying degrees of flexibility.

If the subcommittee wants to explore option #4 above, then below are several options for consideration.

1. Winter sports. The most immediate issue is whether the sports of basketball, ice hockey and wrestling should have an alternate start date. AMA received an informal request to review this issue (Attachment A). Advocates for a change suggest moving the start date earlier allows for greater opportunities to conduct contests before the end of the semester. This change would not allow for more weeks in the season. Therefore, if this format was chosen by an institution, they would have to provide more off weeks during the season to stay within the week's limitations.

A more flexible approach would be to treat these three sports like other winter sports and not have a specific start date but still have the weeks limitations.

Further flexibility would be to allow an institution a specified number of days to conduct athletically related activity. For example, the current 19 weeks at 6 days per week would be changed to a 114-day season. The institution could conduct those days (which would include competitions) at any time during the academic year. The contest limits would not be changed.

2. Fall sports: One potential approach would be to allow institutions to define the spring season as its traditional segment (See request from NESCAC, Attachment B). Practically, an institution would flip its nontraditional and traditional segments. Division II has provided a waiver to allow a similar approach to its playing seasons. (Division II blanket waiver, Attachment C)

A more flexible approach would be to treat all fall sports as segment sports like golf, rowing and tennis.

Further flexibility would be to convert the playing season into days and allow institutions to conduct their season as they determine is appropriate. For example, the 18 total weeks: could be viewed as 100 days (e.g. 14 traditional weeks (14 x 6) plus 16 NT opportunities). The start date could be as early as August 10th and the end date would be the week before final exams for the academic year. Institutions could use those 100 days as it determines is in the best interest of the student-athletes. Contests would be conducted as part of those 100 days. Contest maximums would not change; however, this subcommittee may want to provide consideration for the non-traditional contest date (e.g. baseball maximum contest would be increased by two contests to account for the nontraditional contest date allowance).

3. Spring sports: Similar approaches could be applied to spring sports. This subcommittee already recommended increased flexibility for the nontraditional segment and no further recommendation is needed at this time. However, if this subcommittee determines that greater flexibility is warranted then the same analysis for fall sports could be applied. Specifically, treat all as segment sports or convert to days and have the entire academic year to conduct the season.



REPORT OF THE NCAA DIVISION III MANAGEMENT COUNCIL
PLAYING AND PRACTICE SEASONS SUBCOMMITTEE
JULY 8, 2020, VIDEOCONFERENCE

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

- Welcome and Announcements.** Laura Mooney welcomed the members of the NCAA Division III Management Council Playing and Practice Seasons Subcommittee.
- Review Subcommittee's July 1, 2020, Report.** The subcommittee reviewed and approved the report from its July 1 videoconference.
- Consideration of 2020-21 Playing Seasons.** The subcommittee discussed NCAA Division III Bylaw 17 playing season regulations for the 2020-21 academic year and reviewed various potential approaches to address concerns regarding playing season regulations in wake of the ongoing COVID-19 public health crisis. The subcommittee discussed an alternate playing seasons model that would eliminate the distinction between traditional and nontraditional segments and permit institutions to have a specific number of days to conduct athletically related activities. The subcommittee noted there is value in this model given it would provide increased flexibility for institutions. The subcommittee noted it will continue to review approaches to playing season regulations for the 2020-2021 academic year during its July 15 meeting.
- Future Meetings.** July 15 and 28, 2020.
- Adjournment.** The subcommittee adjourned at 4:07 p.m. Eastern time.

Committee Chair: Laura Mooney, Massachusetts College of Liberal Arts

Staff Liaisons: Tiffany Alford, Academic and Membership Affairs

Laura Peterson, Championships and Corporate Alliances

Zach Romash, Academic and Membership Affairs

NCAA Division III Management Council Playing and Practice Seasons Subcommittee July 8, 2020, Videoconference
Attendees:
Sarah Feyerherm, Washington College (Maryland).
Catherine Lanigan, Juniata College.
Laura Mooney, chair; Massachusetts College of Liberal Arts.
Kandis Schram, Maryville College (Tennessee).
Joseph Walsh, Great Northeast Athletic Conference.
Michelle Walsh, Vassar College.
Absentee:
Michael Vienna, Emory University.
NCAA Staff Members in Attendance:
Laura Peterson and Zach Romash.
Other NCAA Staff Members in Attendance:
Dan Dutcher, Lauren Frost, Jarett Gerald and Jeff Myers.



REPORT OF THE NCAA DIVISION III MANAGEMENT COUNCIL
PLAYING AND PRACTICE SEASONS SUBCOMMITTEE
JULY 15, 2020, VIDEOCONFERENCE

ACTION ITEMS.

1. Legislative items.

- **Approve a blanket waiver allowing institutions to declare alternate playing and practice seasons for fall, winter and spring sports (Division III Bylaws 17.1.1.1 and 17.1.1.2).**
 - (1) Recommendation. Waive the current Bylaw 17 parameters and allow institutions to define: (1) the playing season by days (which do not have to occur in consecutive weeks); and (2) eliminate the distinction between traditional and nontraditional segments (See Attachment A).
 - (2) Effective date. Immediate. To apply for the 2020-21 academic year.
 - (3) Rationale. The subcommittee seeks to provide institutions and conferences appropriate flexibility in scheduling contests and dates of competition and providing student-athletes with meaningful participation opportunities in the regular season, while also balancing the impact of COVID-19. The subcommittee noted several Division III member institutions have indicated they will not conduct competition for teams during the fall semester. Permitting institutions and conferences to define the playing season by days will allow institutions to keep student-athletes engaged throughout the entire academic year and provide flexibility if an institution needs to suspend activities due to health and safety concerns.
 - (4) Budget impact. None.
 - (5) Student-athlete impact. Provides institutions with the flexibility to offer their student-athletes a meaningful participation opportunity during the academic year while also minimizing interference with the academic progress of student-athletes.

2. Nonlegislative items.

- None.

INFORMATIONAL ITEMS.

- 1. Welcome and announcements.** Laura Mooney welcomed the subcommittee members.

2. **Review the subcommittee's videoconference report.** The subcommittee reviewed and approved the report from its July 8 videoconference.
3. **Future meeting.** July 28, 2020.
4. **Adjournment.** The subcommittee adjourned at 4:02 p.m. Eastern time.

Committee Chair: Laura Mooney, Massachusetts College of Liberal Arts
Staff Liaisons: Tiffany Alford, Academic and Membership Affairs
Laura Peterson, Championships and Corporate Alliances
Zach Romash, Academic and Membership Affairs

NCAA Division III Management Council Playing and Practice Seasons Subcommittee July 15, 2020, Videoconference	
Attendees:	
Sarah Feyerherm, Washington College (Maryland).	
Catherine Lanigan, Juniata College.	
Laura Mooney, chair; Massachusetts College of Liberal Arts.	
Kandis Schram, Maryville College (Tennessee).	
Michael Vienna, Emory University.	
Joseph Walsh, Great Northeast Athletic Conference.	
Michelle Walsh, Vassar College.	
NCAA Staff Members in Attendance:	
Tiffany Alford, Laura Peterson and Zach Romash.	
Other NCAA Staff Members in Attendance:	
Dan Dutcher, Lauren Frost, Jarett Gerald, Louise McCleary and Jeff Myers.	



**Division III Management Council Playing and Practice Season Subcommittee
Proposed Alternative Playing Seasons for 2020-21 Academic Year**

When reviewing potential amendments to playing season regulations for the 2020-21 academic year, the subcommittee endorsed the following principles:

1. Any amendments should not compromise the health and safety of student-athletes specifically, and the campus community more generally.
2. Any amendments should foster a positive student-athlete experience.
3. Any amendments should maintain the guiding principle that the playing seasons are regulated to minimize interference with the academic programs of student-athletes.
4. Institutional viability issues (e.g. enrollment management, personnel limitations, resources) should be evaluated as part of proposed changes.

The following is a proposal to allow flexibility to conduct athletically related activity outside the current Division III Bylaw 17 parameters. The **bold** font below represents the changes from the current bylaws. The primary proposed changes are that: (1) The playing season is defined by days (which do not have to occur in consecutive weeks) as opposed to weeks to allow for more flexibility to conduct athletically related activities with student-athletes; and (2) The distinction between traditional and non-traditional segments is eliminated.

Fall sports.

1. Start date: August 10 or first day of classes, whichever is earlier. (Per waiver issued by the NCAA Division III Administrative Committee on June 10, 2020.)
2. End date: **Five weekdays before the first day of the institution's final examinations for the regular academic year.**
3. First competition date: No change.
4. **Length of playing season: 114 days (waive the weeks calculation).**
 - a. A "day" is any day in which athletically related activity (Bylaw 17.02.1.1) occurs, including but not limited to:
 - (1) In person or virtual team meetings;
 - (2) Required workouts or conditioning sessions;
 - (3) Practice;

- (4) Competition.
 - b. A "day" shall be treated as "in-season" under current analysis.
 - c. The exceptions to athletically related activities set forth in Bylaw 17.02.1.1.1 would not constitute a day.
 - d. A "day" is team specific and not student-athlete specific.
 - e. A team is required a day off once per calendar week: Monday through Sunday (except for existing sport specific exceptions). Multi-sport student-athletes will still be required a day off per week of all athletically related activity.
 - f. The 114 days do not have to occur in consecutive weeks.
5. Maximum contests: Apply traditional segment limits.
6. **Outside competition: Deference to institution.**
 - Shall not participate on a professional team.

Winter sports.

1. Start date: No change. (September 7 or the institution's first day of classes whichever is earlier for most winter sports.)
 - **Exceptions: Basketball, ice hockey and wrestling which would be October 1.** (Bowling currently has an October 1 start date.)
2. End date: No change. (Five weekdays before the first day of the institution's final examinations for the regular academic year.)
3. First competition date: No change. (September 7 or the institution's first day of classes whichever is earlier for most winter sports.)
 - **Exceptions: Basketball, ice hockey and wrestling which would be October 23.**
4. **Length of playing season: 114 days (waive the weeks calculation).**
 - See "day" analysis above.

5. Maximum Contests: No change.

6. **Outside competition: Deference to institution.**

- Shall not participate on a professional team.

Spring sports.

1. Start date: No change. (September 7 or the institution's first day of classes whichever is earlier.)

- Exceptions.
 - Golf, rowing and tennis: August 10 or the first day of classes, whichever is earlier (per waiver issued by the Administrative Committee on June 10, 2020)

2. End date: No change. (Conclusion of NCAA championship.)

- Institutions shall not conduct athletically related activity five weekday before the first day of the institution's final examinations for the fall semester/quarter.

3. First competition date. No change. (September 7 or the institution's first day of classes whichever is earlier.)

4. **Length of playing season: 114 days (waive the weeks calculation).**

- See "day" analysis above.

5. Maximum contests: Apply traditional segment limits.

6. **Outside competition: Deference to institution.**

- Shall not participate on a professional team.



**REPORT OF THE
NCAA DIVISION III CHAMPIONSHIPS COMMITTEE
MARCH 23, 2020, TELECONFERENCE**

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

1. **COVID-19 Update.** Staff reviewed actions to date relating to the NCAA's response to the public health crisis, particularly steps the Division III Administrative Committee approved on March 13 to allow flexibility in the areas of sport sponsorship and membership requirements, student-athlete eligibility, and playing and practice seasons. Changes include an additional semester and season of eligibility for all student-athletes participating in spring sports, the removal of a minimum threshold of sponsored spring sports, and the flexibility for schools to help students with travel, lodging and meals as a result of campus displacement.

Staff also noted ongoing communication with sport committees and institutions that were to host winter and spring sport championships to resolve logistics and loose ends emerging as a result of the cancelations. In addition, the governance, academic and membership affairs and championships staffs are working with the Division III Commissioners Association to coordinate questions from the membership, including those directly related to championship administration (e.g., the impact on the AQ waiting and grace periods in various sports).

Finally, staff noted that the Strategic Planning and Finance Committee will convene March 24 to discuss financial ramifications of the cancelations and the appropriate steps moving forward.

2. **Approval of Recent Reports.** The committee approved reports from its February 4-5 in-person meeting, February 25 email correspondence and March 9 teleconference as presented.
3. **Budget Review.** The committee reviewed updated budget-to-actuals that reflect final totals from the fall sport championships in 2019.
4. **Appeal Request – Atlantic East Conference.** The committee reviewed but ultimately denied a request from the AEC to waive the two-year waiting period for automatic qualification in field hockey and men's golf. The AEC presented a number of factors that led them to believe they were in line for the AQ in all sports as long as they met the seven-member minimum (through a combination of core and affiliate members) by 2020-21. However, the Championships Committee noted that the conference will not have satisfied the accompanying provision requiring the seven members to have competed together for at least two consecutive years. The committee also saw no precedent for this particular case, as similar requests to waive the waiting period under these circumstances have consistently been denied. As such, the committee affirmed the intent of the existing legislation, specifically to afford an AQ to an established conference with at least seven active and eligible members that have been competing together for two years.

5. Regional Rankings Protocol. The committee reviewed ideas for changes to the regional rankings protocol in conjunction with the proposed regional alignment model. Championships Committee members suggested a few changes, including a recommendation for sports to select a specific number of teams to rank per region, and asked staff to send the documents to sport committees for feedback.

6. Women's Volleyball Committee Report. The committee tabled the volleyball committee's request to appoint a coordinator of officials to specifically serve Division III (rather than use the current structure in which one person serves all three divisions). The committee noted the request can be accommodated through existing funds in the women's volleyball budget.

However, the request triggered a broader discussion among committee members regarding the appropriate threshold at which a sport might consider requesting its own coordinator. The committee asked staff to compile relevant information for discussion during a future meeting.

7. Men's Soccer Committee Report.

- a. Automatic qualification. The committee approved the following 43 conferences to receive automatic qualification to the 2020 NCAA Division III Men's Soccer Championship: Allegheny Mountain Collegiate Conference; American Rivers Conference; American Southwest Conference; Atlantic East Conference, Capital Athletic Conference; Centennial Conference; City University of New York Athletic Conference; College Conference of Illinois and Wisconsin; Colonial States Athletic Conference; Commonwealth Coast Conference; Empire 8; Great Northeast Athletic Conference; Heartland Collegiate Athletic Conference; Landmark Conference; Liberty League; Little East Conference; Massachusetts State Collegiate Athletic Conference; Middle Atlantic Conference Commonwealth; Middle Atlantic Conference Freedom; Michigan Intercollegiate Athletic Association; Midwest Conference; Minnesota Intercollegiate Athletic Conference; New England Collegiate Conference; New England Small College Athletic Conference; New England Women's and Men's Athletic Conference; New Jersey Athletic Conference; North Atlantic Conference; North Coast Athletic Conference; North Eastern Athletic Conference; Northern Athletics Collegiate Conference; Northwest Conference; Ohio Athletic Conference; Old Dominion Athletic Conference; Presidents' Athletic Conference; Skyline Conference; St. Louis Intercollegiate Athletic Conference; Southern Athletic Association; Southern California Intercollegiate Athletic Conference; Southern Collegiate Athletic Conference; State University of New York Athletic Conference; University Athletic Association; Upper Midwest Athletic Conference; and USA South Athletic Conference.
- b. Committee chair. The committee approved Kevin Brenner, head men's soccer coach at Elmira College, as chair for 2020-21.

- 8. Joint Men's and Women's Soccer Committees Report.** The committee acknowledged a request from the soccer committees to change the date formula for the men's and women's soccer championships but did not have adequate time to devote to the matter. As such, the committee agreed to address the request during its next teleconference.

Committee Chair: Kiki Jacobs, Roger Williams University

Staff Liaisons: Liz Turner Suscha, Championships and Alliances
Laura Peterson-Mlynski, Championships and Alliances
Julie Sargent, Academic and Membership Affairs

Division III Championships Committee March 23, 2020, Meeting
Attendees:
Heather Benning, Midwest Conference.
Jason Fein, Bates College.
Kiki Jacobs, Roger Williams University.
Braly Keller, Nebraska Wesleyan University.
Chuck Mitrano, Empire 8.
Michelle Morgan, John Carroll University.
John Neese, Hardin-Simmons University.
Penny Siqueiros, Wesleyan College (Georgia).
Absentees:
Robin Baker, University of Wisconsin-Eau Claire.
Guests in Attendance:
Gary Brown, NCAA Contractor.
NCAA Staff Support in Attendance:
Laura Peterson-Mlynski, Championships and Alliances.
Julie Sargent, Academic and Membership Affairs.
Liz Turner Suscha, Championships and Alliances.
Other NCAA Staff Members in Attendance:
Joni Comstock, Laura Klee, Louise McCleary, Jeff Myers.



**REPORT OF THE
NCAA DIVISION III CHAMPIONSHIPS COMMITTEE
MAY 7, 2020, VIDEOCONFERENCE**

ACTION ITEMS.

- **None.**

INFORMATIONAL ITEMS.

- 1. Welcome and Announcements.** Championships Committee chair Kiki Jacobs welcomed the group to the videoconference and reviewed the agenda.
- 2. Approval of Recent Reports.** The committee approved the report from its April 27 videoconference as presented.
- 3. Women's Soccer Committee Report.** The committee approved the following 43 conferences to receive automatic qualification to the 2020 Division III Women's Soccer Championship: Allegheny Mountain Collegiate Conference; American Rivers Conference; American Southwest Conference; Atlantic East Conference, Capital Athletic Conference; Centennial Conference; City University of New York Athletic Conference; College Conference of Illinois and Wisconsin; Colonial States Athletic Conference; Commonwealth Coast Conference; Empire 8; Great Northeast Athletic Conference; Heartland Collegiate Athletic Conference; Landmark Conference; Liberty League; Little East Conference; Massachusetts State Collegiate Athletic Conference; Middle Atlantic Conference Commonwealth; Middle Atlantic Conference Freedom; Michigan Intercollegiate Athletic Association; Midwest Conference; Minnesota Intercollegiate Athletic Conference; New England Collegiate Conference; New England Small College Athletic Conference; New England Women's and Men's Athletic Conference; New Jersey Athletic Conference; North Atlantic Conference; North Coast Athletic Conference; North Eastern Athletic Conference; Northern Athletics Collegiate Conference; Northwest Conference; Ohio Athletic Conference; Old Dominion Athletic Conference; Presidents' Athletic Conference; Skyline Conference; St. Louis Intercollegiate Athletic Conference; Southern Athletic Association; Southern California Intercollegiate Athletic Conference; Southern Collegiate Athletic Conference; State University of New York Athletic Conference; University Athletic Association; Upper Midwest Athletic Conference; and USA South Athletic Conference.
- 4. Joint Men's and Women's Soccer Committees Report.** The committee discussed and ultimately tabled a request to change the date formula for the men's and women's soccer championships in a manner that would move the championships one week later. The committee is not necessarily opposed to the recommendation, but members prefer to review the playing and practice seasons for all fall sports collectively rather than impact one sport individually at this time. Committee members agreed that a decision would be rendered by this coming fall or early spring to provide adequate time for the soccer committees to implement a change.

- 5. Women’s Volleyball Coordinator of Officials.** The committee approved that a Division III-specific coordinator of officials be appointed for women’s volleyball. The Division III Women’s Volleyball Committee made the recommendation believing this option is more beneficial to Division III women’s volleyball than the current structure in which a national coordinator handles the Division III assignments. The sport committee believes it is in the best interests of the championship to identify a division-specific coordinator of officials who can focus on Division III women’s volleyball officiating year-round and fulfill all responsibilities of the position in accordance with the established timeline. Because the Championships Committee is not authorized to approve items that require additional funding at this time, the committee asked that sport committee accommodate the position from within its existing budget. (The sport committee in its recommendation noted that existing funds were available to reallocate.)
- 6. Draft Communication to Sport Committees.** Championships Committee members reviewed a draft memo to Division III sport committees updating those groups on evolving issues resulting from the COVID-19 crisis as well as other hot topics and asking for feedback on policies and procedures regarding regional rankings and selection criteria.
- 7. Sport Committee Appointments.** The committee approved the following appointments to sport and rules committees, effective September 1, 2020, unless otherwise noted. (Note: Staff will collaborate with the Nominating Committee staff liaison to work on adjustments to sport committee rosters to coincide with 2021-22 region plan changes.)

 - a. Sport committee term extension. The committee approved the following sport committee term extension:

 - NCAA Division III Softball Committee – Atlantic Region: Renee Hellert, associate director of athletics/senior woman administrator, Moravian College, Landmark Conference.
 - b. NCAA sport and playing rules committee. The committee approved the following sport and playing rules committee appointments:

 - (1) NCAA Women’s Bowling Committee – Central region: Glenn Britich, assistant athletics director, Elmhurst College, College Conference of Illinois and Wisconsin.
 - (2) NCAA Division III Field Hockey Committee – New England East region: Jodi Cipolla, head field hockey coach, Endicott College, Commonwealth Coast Conference; and South Atlantic region: Penny Kempf, associate athletics director/senior woman administrator, Rowan University, New Jersey Athletic Conference.

- (3) NCAA Division III Football Committee – West region: Matt Moore, head football coach, University of Northwestern-St. Paul, Upper Midwest Athletic Conference.
 - (4) NCAA Division III Men’s Ice Hockey Committee – East region: Katie Boldvich, commissioner, New England Hockey Conference; and West region: Jason Bartelt, director of athletics, Marian University (Wisconsin), Northern Athletics Collegiate Conference.
 - (5) NCAA Division III Men’s Lacrosse Committee – Region 2: Scott McVean, senior associate athletics director, Rochester Institute of Technology, Liberty League.
 - (6) NCAA Division III Men’s Soccer Committee – North region: Travis Wall, head men’s soccer coach, St. Olaf College, Minnesota Intercollegiate Athletic Conference.
 - (7) NCAA Division III Men’s Volleyball Committee – East region: Tom Emberley, assistant commissioner, Skyline Conference.
 - (8) NCAA Division III Women’s Volleyball Committee – New England region: Nancy Somera, assistant athletics director/head volleyball coach/senior woman administrator, Johnson & Wales University (Providence), Great Northeast Athletic Conference.
 - (9) NCAA Men’s Water Polo Committee – Nikola Malezanov, head men’s and women’s water polo coach, Washington and Jefferson College, Presidents’ Athletic Conference/Collegiate Water Polo Conference.
 - (10) NCAA Wrestling Rules Committee – Robert Fox, sports information director, Waynesburg University, Presidents’ Athletic Conference.
- 8. COVID-19 Updates.** Staff updated the group regarding ongoing ramifications resulting from the COVID-19 crisis and noted that the Championships Committee will soon be asked for input regarding potential modifications to the minimum number of contests required for sport sponsorship and for postseason selection, as well as to review playing and practice season issues for fall sports. The Division III Commissioners Association is planning a membership survey regarding these and other issues in order to inform future decisions by governance committees.
- 9. Future Meetings.** The committee noted that due to recent action requiring all governance committee meetings for the near future, the committee will convene via Microsoft Teams on the following dates:
- June 22-23, 2020
 - September 14-15, 2020

- February 2-3, 2021

The next in-person meeting is tentatively scheduled for June 2021, specific dates to be determined.

Committee Chair: Kiki Jacobs, Roger Williams University
Staff Liaisons: Liz Turner Suscha, Championships and Alliances
Laura Peterson-Mlynski, Championships and Alliances
Julie Sargent, Academic and Membership Affairs

Division III Championships Committee May 7, 2020, Videoconference	
Attendees:	
Robin Baker, University of Wisconsin-Eau Claire.	
Heather Benning, Midwest Conference.	
Jason Fein, Bates College.	
Kiki Jacobs, Roger Williams University.	
Braly Keller, Nebraska Wesleyan University.	
Chuck Mitrano, Empire 8.	
Penny Siqueiros, Wesleyan College (Georgia).	
Absentees:	
Michelle Morgan, John Carroll University.	
John Neese, Hardin-Simmons University.	
Guests in Attendance:	
Gary Brown, NCAA Contractor.	
NCAA Staff Support in Attendance:	
Laura Peterson-Mlynski, Championships and Alliances.	
Julie Sargent, Academic and Membership Affairs.	
Liz Turner Suscha, Championships and Alliances.	
Other NCAA Staff Members in Attendance:	
Kevin Alcox, Jan Gentry, Laura Klee, John Kuzio, Louise McCleary, Jeff Myers.	



**REPORT OF THE
NCAA DIVISION III CHAMPIONSHIPS COMMITTEE
MAY 19, 2020, VIDEOCONFERENCE**

ACTION ITEMS.

1. Legislative Items.

- **None.**

2. Nonlegislative Items.

- **Minimum contest requirements for championship selection.**

- a. Recommendation. That the minimum contest requirements for championship selection be reduced by 33 percent in all sports for the 2020-21 academic year.
- b. Effective date. Immediate. The Championships Committee agreed that the recommendation would apply for the 2020-21 academic year but that the modification could be revisited as circumstances warrant in the near future.
- c. Rationale. Due to the impact of COVID-19 on championships considerations, the Championships Committee discussed potential blanket relief in the area of minimum contest requirements for championship selection purposes. While the committee noted that sports-sponsorship requirements are the purview of the Division III Membership Committee (which has not yet determined action in that regard), there is a desire to align the minimum contest requirements for sports sponsorship with the minimum contest requirements for championship selections and to remain consistent with Bylaw 31.2.1(c). In weighing minimum contest reductions for championship selection purposes, the Championships Committee also noted a desire to anchor any decision firmly within the Division III philosophy, which emphasizes conference and regional competition as a core tenet. Committee members based their recommendation on the following:
 - Any reduction should allow conferences to play a conference-centric schedule (e.g., competition among only conference members, or a schedule that includes conference and in-region competition).
 - While various percentages of reduction were considered, the Championships Committee maintains that a 33 percent reduction accommodates conference-centric scheduling in almost every sport and satisfies the Division III philosophy's emphasis on conference and regional competition.
 - The Championships Committee will be open to considering waivers from schools that are unable to meet the new minimum standards and still want to be considered for championship selection.
- d. Estimated budget impact. None.

- e. Student-athlete impact. The reduction in minimum contests will allow institutions to focus on a feasible conference and regional competition schedule to be eligible for championships.

INFORMATIONAL ITEMS.

1. Welcome and Announcements. Championships Committee chair Kiki Jacobs welcomed the group to the videoconference and reviewed the agenda.

2. Approval of Recent Reports. The committee approved the report from its May 7 videoconference as presented.

3. COVID-19 Issues – Championship Impacts.

- a. Division III Commissioners Association survey. The committee reviewed results from a survey of Division III athletics directors conducted by the Division III Commissioners Association in the wake of the COVID-19 crisis to collect input on issues related to sport sponsorship, playing and practice seasons, and championships for 2020-21.
- b. Division III Membership Committee update. The Division III Membership Committee convened May 14 and considered areas of relief but took no formal action (results from the commissioner's association survey noted in Item 3-a above were not available to the committee at the time of its meeting). The Membership Committee agreed that blanket relief of the minimum number of contests required for sports sponsorship is warranted but did not determine the best metric to use in providing that relief. However, the committee did identify several principles to guide future discussion in this area, including that any alternate competition model should permit a schedule primarily based on conference and/or regional competition.

4. Future meetings.

- June 2, 2020 (videoconference).
- June 22-23, 2020 (videoconference).
- September 14-15, 2020 (videoconference).
- February 2-3, 2021 (videoconference).

Committee Chair: Kiki Jacobs, Roger Williams University

Staff Liaisons: Liz Turner Suscha, Championships and Alliances

Laura Peterson-Mlynski, Championships and Alliances

Julie Sargent, Academic and Membership Affairs

Division III Championships Committee May 19, 2020, Videoconference	
Attendees:	
Heather Benning, Midwest Conference.	
Jason Fein, Bates College.	
Kiki Jacobs, Roger Williams University.	
Braly Keller, Nebraska Wesleyan University.	
Chuck Mitrano, Empire 8.	
Michelle Morgan, John Carroll University.	
John Neese, Hardin-Simmons University.	
Penny Siqueiros, Wesleyan College (Georgia).	
Absentees:	
Robin Baker, University of Wisconsin-Eau Claire.	
Guests in Attendance:	
Gary Brown, NCAA Contractor.	
NCAA Staff Support in Attendance:	
Laura Peterson-Mlynski, Championships and Alliances.	
Julie Sargent, Academic and Membership Affairs.	
Liz Turner Suscha, Championships and Alliances.	
Other NCAA Staff Members in Attendance:	
Dan Dutcher, Eric Hartung, Laura Klee, Louise McCleary, Jeff Myers.	



REPORT OF THE
NCAA DIVISION III CHAMPIONSHIPS COMMITTEE
JUNE 2, 2020, VIDEOCONFERENCE

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

- 1. Welcome and Announcements.** Championships Committee chair Kiki Jacobs welcomed the group to the videoconference and reviewed the agenda.
- 2. Approval of Recent Reports.** The committee approved the report from its May 19 videoconference.
- 3. Nominating Committee Report.**
 - a. Nomination process for Association-wide committees.** The Championships Committee supported the Nominating Committee's recommendation to establish a nomination subcommittee with specific policies and procedures for nominating individuals to serve on Association-wide committees, National Collegiate sport committees and playing rules committees beginning August 1, 2020.
 - b. Sport committee reappointment.** The Championships Committee approved the following sport committee reappointment, effective September 1, 2020:
 - NCAA Division III Women's Golf Committee – Mary Giorgi, head golf coach, St. Catherine University, Minnesota Intercollegiate Athletic Conference.
 - c. Sport and playing rules committee appointments.** The Championships Committee approved the following sport and playing rules committee appointments, effective September 1, 2020, unless otherwise noted:
 - (1) NCAA Men's and Women's Ice Hockey Rules Committee (immediate vacancy replacing Mykul Haun) – Tracy Johnson, head coach, St. Olaf College, Minnesota Intercollegiate Athletic Conference.
 - (2) NCAA Division III Women's Ice Hockey Committee – East region: Dave LaBaff, head women's hockey coach, State University of New York at Canton, North Atlantic Conference.
 - (3) NCAA Men's and Women's Swimming and Diving Rules Committee – Jessen Book, head swimming coach, Kenyon College, North Coast Athletic Conference.
 - (4) NCAA Division III Men's Tennis Committee (immediate vacancy replacing Patrick Summers) – Michael Lynch, director of athletics, Babson College, New

England Women's and Men's Athletic Conference. [Mr. Lynch will complete Mr. Summers' term (August 31, 2021) and be eligible for reappointment per NCAA Bylaw 21.9.1.3.1.]

- (5) NCAA Division III Wrestling Committee – Upper Midwest Region: Kim Blum, director of athletics, University of Wisconsin-Lacrosse, Wisconsin Intercollegiate Athletic Conference.

4. COVID-19 Issues – Championship Impacts.

- a. Relevant actions to date. Staff noted the Division III Administrative Committee formally approved the Championships Committee's recommendation that minimum contest requirements for championship selection be reduced by 33 percent in all sports for the 2020-21 academic year. Also, the Division III Strategic Planning and Finance Committee will convene later this month to deliberate additional cost-cutting measures the Championships Committee previously prioritized, such as suspending a pilot program (currently in year one of two) that separates conference opponents in the first round of a championship and not reimbursing local ground transportation in team sports and individual/team sports for schools that travel by air. The Championships Committee's recommendations to eliminate championship banquets in 2020-21 and conduct all sport committee meetings via digital platforms instead of in person were approved earlier this spring.
- b. Potential guidelines surrounding a compressed fall season. Championships Committee members began discussing how to conduct fall championships should COVID-19 restrictions affect the normal conduct of the regular season or impact plans necessary for the health and safety of student-athletes and team personnel. The committee assumes at this point that modifications will be necessary and that what is left to determine is the severity of those modifications. While some modifications may ultimately compromise the high level of competitive equity and fairness the membership is accustomed to, the Championships Committee supported the preservation of student-athlete championship opportunities as a top priority.
- Playing and practice season issues. The committee suggested that, if fall sport regular seasons are not able to be conducted in a typical manner, a four-to-five-week regular season would be sufficient in all sports except football for conferences to play a "conference-centric" schedule that provides for competition among only conference members, or a schedule that includes conference and in-region competition. This principle is the same the committee used during its review of minimum contest requirements for championship selection purposes, as it aligns with the Division III philosophy that emphasizes conference and regional competition as a core tenet. While the committee considered other playing and practice season models, members were most comfortable with at least preserving a

four-to-five-week period for regular-season competition with the established dates for championships selections and competition.

- Minimum number of sponsoring institutions required to conduct a championship. Given that the effects of the pandemic may alter the number of sponsoring institutions in a given sport, the committee discussed what minimum number or percentage of sponsoring institutions would be necessary to conduct a championship. Committee members expressed interest in a “sliding scale” approach that would apply the Division III access ratio to determine bracket/field size based on the number of eligible institutions per sport. The committee asked staff to develop various models along these lines for consideration during the committee’s next meeting. The committee also noted the need for sport committee input in this area to inform decision making.
- Automatic qualification. The committee discussed the impact of sponsorship fluctuation and bracket modification on automatic qualification and determined the following:
 - Conferences that fall below four core members. The committee supported that if a conference in good AQ standing, including via the grace period, falls below the required minimum of four core members due to the effects of COVID-19 during the 2020-21 academic year, the conference would lose its AQ for the 2020-21 academic year; however, the conference could regain the AQ in 2021-22 if it is able to return to the minimum of four core members.
 - Conferences already in grace-period status. The committee agreed that conferences already in grace-period status will still need to apply for a waiver to seek relief for 2020-21.
- Selection and bracketing. The committee discussed but did not reach any conclusions in this area since input from sport committees and additional review of the “sliding scale” model for bracket/field size will impact ultimate recommendations. The committee noted that it will have more information to consider by its June 22-23 meeting.

5. Future Meetings.

- June 22-23, 2020 (videoconference).
- September 14-15, 2020 (videoconference).
- February 2-3, 2021 (videoconference).

Committee Chair: Kiki Jacobs, Roger Williams University
Staff Liaisons: Liz Turner Suscha, Championships and Alliances
Laura Peterson-Mlynski, Championships and Alliances
Julie Sargent, Academic and Membership Affairs

Division III Championships Committee June 2, 2020, Videoconference
Attendees:
Robin Baker, University of Wisconsin-Eau Claire.
Heather Benning, Midwest Conference.
Kiki Jacobs, Roger Williams University.
Braly Keller, Nebraska Wesleyan University.
Chuck Mitrano, Empire 8.
Michelle Morgan, John Carroll University.
John Neese, Hardin-Simmons University.
Penny Siqueiros, Wesleyan College (Georgia).
Absentees:
Jason Fein, Bates College.
Guests in Attendance:
Gary Brown, NCAA Contractor.
NCAA Staff Support in Attendance:
Laura Peterson-Mlynski, Championships and Alliances.
Julie Sargent, Academic and Membership Affairs.
Liz Turner Suscha, Championships and Alliances.
Other NCAA Staff Members in Attendance:
Dan Dutcher, Laura Klee, Louise McCleary, Jeff Myers.



REPORT OF THE
NCAA DIVISION III CHAMPIONSHIPS COMMITTEE
JUNE 22-23, 2020, VIDEOCONFERENCE

ACTION ITEMS.

1. Legislative items.

- **Noncontroversial legislation – NCAA Bylaw 21.9.6.2 and Figure 21.1 – Committee Membership.**

- (1) Recommendation. That noncontroversial legislation to amend Figure 21.1 within Bylaw 21.9.6.2 be amended as follows to adjust the representation of the Division III Men’s Volleyball Committee in a manner that accommodates the change in regional alignment from two to three regions.

Committee	Number of Members (current)	Number of Members (proposed)
Volleyball Committee, Men’s	4, including two members from each region.	4, including one member from each region, plus an at-large member from any of the three regions.

- (2) Effective date. September 1, 2021.
- (3) Rationale. The Division III Championships Committee approved the Division III Men’s Volleyball Committee’s recommendation to expand the number of regions in the sport from two to three in order to better balance the number of sponsoring institutions within each region [see Informational Item 10-g(3) below]. The recommendation to adopt noncontroversial legislation to adjust the representation of the Men’s Volleyball Committee retains the overall number of members at four but modifies the composition so that each region would be represented by one member, instead of the two that currently represent each region. Also, the additional member would come from any of the three regions.
- (4) Estimated budget impact. None.
- (5) Student-athlete impact. None.

2. Nonlegislative items.

- **None.**

INFORMATIONAL ITEMS.

- 1. Opening remarks and review of schedule and agenda.** Division III Championships Committee Chair Kiki Jacobs welcomed committee members and reviewed the meeting schedule and key discussion items. Members also summarized on-campus management of social justice and racial equality issues that have emerged over the past several months. NCAA staff noted the use of the Association's social media accounts (by sport, for example) to promote the student-athlete voice, and to begin targeting the NCAA's championships platforms to raise awareness.
- 2. Recent committee reports.** The committee reviewed and approved its June 2 videoconference report as presented.
- 3. Governance update.** NCAA governance staff reviewed the following key items with the committee: 1) Ongoing communication of actions resulting from the pandemic; 2) Student-athlete name, image and likeness concepts being considered by various groups within the NCAA membership; 3) Impact of the recent Arrington settlement on Division III member institutions regarding student-athlete health and safety (specifically concussion); 4) Ongoing work with the Division III Commissioners Association (and within the NCAA in general) on officiating issues; 5) A decision from the NCAA Playing Rules Oversight Panel to delay until 2021-22 several rules that were supposed to go into effect in 2020-21 (the delay was due to COVID-19 impacts); and 6) LGBTQ recognition awards.
- 4. NCAA Division III Administrative Committee update.** Heather Benning provided an update from the committee's June 10 meeting, noting the decision to declare August 10 or the first day of class, whichever is earlier, as the first permissible practice date for all fall sports for 2020-21.
- 5. NCAA Division III Student-Athlete Advisory Committee update.** Braly Keller provided an update on behalf of the Division III SAAC that included the group's review of issues related to student-athlete mental wellness, particularly in light of the impact of COVID-19 on student-athletes; progress on the name, image and likeness space; and SAAC discussions on social justice and racial equality issues.
- 6. Championships and alliances updates.**
 - a. Championships intern.** Staff introduced the new championships intern for 2020-21, Demetria Woodard, a former basketball student-athlete at Nazareth College.
 - b. Host site selection.** Staff provided an update of the timeline and process for selecting hosts for championships from the fall of 2022 through the spring of 2026, noting that the Division III Championships Committee will be positioned to review initial recommendations at its September meeting.

c. Fall sports championship administration – COVID-19 impacts. Joni Comstock, NCAA senior vice president of championships, joined the committee to discuss the administration of fall sport championships, noting that the safety and health of student-athletes, staff and spectators remains paramount, and that fall championships should continue to be conducted in a manner that celebrates student-athletes and provides quality experiences. At the same time, the ongoing and unpredictable impacts of COVID-19 have created the need to develop contingency plans to manage fall championship sites and travel to ensure the delivery of health and safety protocols, including plans to predetermine fall preliminary round sites and reduce the overall total number of site. While such contingencies have not been activated or finalized, the NCAA Board of Governors has asked for input by its August 5 meeting in order to provide further direction. Accordingly, the Championships Committee and other groups in the governance structure (e.g., sport committees) are being urged to develop baseline/threshold principles for championships administration that would help the Board of Governors determine next steps. (See Informational Item 11.)

7. Academic and membership affairs updates.

a. NEAC men's lacrosse waiver request. The committee considered but did not support a request from the North Eastern Athletic Conference to waive the requirement for maintaining at least four of seven members as core institutions to be eligible for an AQ for the 2021 season in men's lacrosse. The NEAC experienced a significant change in membership with four core institutions, all of which sponsor men's lacrosse, departing the league at the conclusion of the 2019-20 academic year. The committee sympathized with the NEAC's position but acknowledged that the NEAC relies heavily on affiliate membership from a partner conference to meet sponsorship requirements in men's lacrosse and was reluctant to set a precedent by approving a waiver for multisport conference requirements in this instance.

b. CCIW men's volleyball waiver request. The committee considered but did not support a request from the College Conference of Illinois and Wisconsin to waive the seven consistent member requirement during the two year waiting period for the conference to earn its AQ in men's volleyball. In addition to there being no case precedent for approving similar requests, the committee was not compelled to deviate from the bylaw which calls for consistency among those members.

8. Playing Rules Oversight Panel. The committee reviewed reports from recent PROP meetings as information only.

9. Championships budget. The committee reviewed budget-to-actuals regarding championships expenses through May 31 of the 2019-20 fiscal year.

10. Sport committee reports.

a. Baseball.

- **Championship date formula modification.** The committee engaged in a lengthy discussion regarding a proposal from the Baseball Committee to move the championship back one week so that regionals would begin during Memorial Day Weekend instead of the week prior. The proposal results from a resolution adopted at the 2020 NCAA Convention directing the Division III Baseball and Softball Committees to evaluate potential changes to the championship date formulas for those two sports to mitigate concerns regarding poor playing conditions due to inclement weather, missed class time due to rescheduled contests that then overlap with final exams or graduation ceremonies, and equity concerns between spring sport and fall sport student-athletes. The Championships Committee acknowledged that the sport committees completed their charge as directed but that the myriad issues resulting from the subsequent COVID-19 crisis have complicated matters significantly. Accordingly, while the Championships Committee is not necessarily opposed to the proposal, members decided to table it due to the uncertain economic conditions surrounding higher education and intercollegiate athletics at this time. Additionally, the committee wants to seek input from other spring sports regarding their championship date formulas to ensure that decisions aren't made in a vacuum. The committee noted that the proposal would not become effective until the 2023 championship, which means that the committee could reconsider the proposal during one of its upcoming meetings without unduly disrupting site selection in the event the decision was to support the recommendation.

b. Women's basketball.

- (1) **Automatic qualification.** The committee approved the following 44 conferences for automatic qualification to the 2021 NCAA Division III Women's Basketball Championship: Alleghany Mountain Collegiate Conference; American Southwest Conference; Atlantic East Conference; Capital Athletic Conference; Centennial Conference; City University of New York Athletic Conference; College Conference of Illinois and Wisconsin; Colonial State Athletic Conference; Commonwealth Coast Conference; Empire 8 Conference; Great Northeast Athletic Conference; Heartland Collegiate Athletic Conference; Iowa Intercollegiate Athletic Conference; Landmark Conference; Liberty League; Little East Conference; Middle Atlantic Conference Commonwealth; Middle Atlantic Conference Freedom; Massachusetts State Collegiate Athletic Conference; Michigan Intercollegiate Athletic Conference; Midwest Conference; Minnesota Intercollegiate Athletic Conference; New England Collegiate Conference; New England Small College Athletic Conference; New England Women's and Men's Athletic Conference; New Jersey Athletic Conference; North Atlantic Conference; North Coast Athletic Conference; North Eastern Athletic

Conference; Northern Athletics Conference; Northwest Conference; Ohio Athletic Conference; Old Dominion Athletic Conference; Presidents' Athletic Conference; Skyline Conference; Southern Athletic Association; Southern California Intercollegiate Athletic Conference; Southern Collegiate Athletic Conference; St. Louis Intercollegiate Athletic Conference; State University of New York Athletic Conference; University Athletic Association; Upper Midwest Conference; USA South Athletic Conference; and Wisconsin Intercollegiate Athletic Conference.

- (2) **Committee chair.** The committee approved that Polly Thomason, head women's basketball coach at the University of Texas at Dallas, serve as chair of the Division III Women's Basketball Committee.
- (3) **Determination of conference automatic qualifier.** The committee tabled a request to modify legislation regarding the deadline by when conferences must submit their automatic qualifier for selection purposes in order to seek input from other sport committees.

c. Field hockey.

- (1) **Committee chair.** The committee approved that Ashley Smeltzer-Kraft, head field hockey coach and senior woman administrator at Shenandoah University, serve as chair of the Division III Field Hockey Committee.
- (2) **Recusal policy recommendation.** The committee tabled a request to re-evaluate the policy for national committee member recusal when their team is under consideration for selection and during bracketing in order to seek input from other sport committees. (The committee noted the matter could be discussed in the September meeting during which sport committee chairs will participate.)

d. Football.

- **Committee chair.** The committee approved that Duey Naatz, director of athletics at University of Wisconsin, Stout, serve as chair of the Division III Football Committee

e. Softball.

- **Championship date formula modification.** The committee engaged in a lengthy discussion regarding a proposal from the Softball Committee to move the championship back one week so that the finals would be conducted the weekend after Memorial Day rather than over Memorial Day Weekend as is done currently. The Championships Committee ultimately decided to table the proposal for the same reasons as stated in Informational Item 10-a above.

f. Men's and women's track and field and cross country.

- (1) **2020 cross country regional site.** The committee approved that Christopher Newport University host the 2020 Division III Men's and Women's South/Southeast Regional. (The sport committee resolicited bids after the originally selected host withdrew.)
- (2) **2022 indoor track and field championships site.** The committee approved that JDL Fast Track host the 2022 NCAA Division III Men's and Women's Indoor Track and Field Championships. (The sport committee resolicited bids after the originally selected host withdrew.)

g. Men's volleyball.

- (1) **Automatic qualification.** The committee approved the following 11 conferences for automatic qualification to the 2021 NCAA Division III Men's Volleyball Championship: Allegheny Mountain Collegiate Conference; City University of New York Athletic Conference; Continental Volleyball Conference; Great Northeast Athletic Conference; Middle Atlantic Conferences; Midwest Collegiate Volleyball League; New England Collegiate Conference (year 2 grace period); North Eastern Athletics Conference; Northern Athletics Collegiate Conference; Skyline Conference; United Volleyball Conference.
- (2) **Committee chair.** The committee approved that Mike Zapolski, athletics director at Augustana College (Illinois), serve as chair of the NCAA Division III Men's Volleyball Committee.
- (3) **Regional alignment and committee composition.** The committee approved that Division III men's volleyball be expanded from two to three regions to better balance sponsorship per region, and that noncontroversial legislation be adopted to amend Bylaw 21.9.6.2 to adjust the representation of the men's volleyball committee roster (while remaining at four members) to coincide with the new regional alignment (see Action Item above). Each region would be represented by one member, instead of the two that currently represent each region, and the additional member would come from any of the three regions.

h. Women's volleyball.

- (1) **Automatic qualification.** The committee approved the following 43 conferences for automatic qualification to the 2020 NCAA Division III Women's Volleyball Championship: Allegheny Mountain Collegiate Conference; American Southwest Conference; Capital Athletic Conference; Centennial Conference; City University of New York Athletic Conference; College Conference of Illinois and Wisconsin; Colonial States Athletic Conference; Commonwealth Coast Conference; Empire 8;

Great Northeast Athletic Conference; Heartland Collegiate Athletic Conference; Iowa Intercollegiate Athletic Conference; Landmark Conference; Liberty League; Little East Conference; Massachusetts State Collegiate Athletic Conference; Michigan Intercollegiate Athletic Association; Middle Atlantic Conference Commonwealth; Middle Athletic Conference Freedom; Midwest Conference; Minnesota Intercollegiate Athletic Conference; New England Collegiate Conference; New England Small College Athletic Conference; New England Women's and Men's Athletic Conference; New Jersey Athletic Conference; North Atlantic Conference; North Coast Athletic Conference; North Eastern Athletic Conference; Northern Athletics Collegiate Conference; Northwest Conference; Ohio Athletic Conference; Old Dominion Athletic Conference; Presidents' Athletic Conference; Skyline Conference; Southern Athletic Association; Southern California Intercollegiate Athletic Conference; Southern Collegiate Athletic Conference; St. Louis Intercollegiate Athletic Conference; State University of New York Athletic Conference; University Athletic Association; Upper Midwest Conference; USA South Athletic Conference; and Wisconsin Intercollegiate Athletic Conference.

- (2) **Committee chair.** The committee approved that Danny Miller, associate director of athletics, compliance officer and head women's volleyball coach at Averett University, serve as chair of the Division III Women's Volleyball Committee.

11. COVID-19 issues – championships impacts.

a. Spring 2020 AQ grace period waiver requests.

- (1) **Capital Athletic Conference.** The committee considered the CAC's request for an additional grace year in men's tennis but did not support the request at this time because members were not satisfied with the rationale provided. The committee is unclear how the need for the waiver is based on the impact of the COVID-19 crisis.
- (2) **Heartland Collegiate Lacrosse Conference.** The committee considered but tabled a request from the Heartland Collegiate Lacrosse Conference to provide an additional grace year because Year 2 of the grace year period was lost to the COVID-19 crisis. The committee noted that the conference had planned before the pandemic to partner with Southern Collegiate Athletic Conference to grow sponsorship, but the partnership dissolved in the wake of the health crisis. The committee has asked for additional details surrounding this dissolution in order to further evaluate whether the waiver should be granted.

- b. **2020-21 championship bracket and pool allocation analysis.** The committee began discussing contingency scenarios for managing fall sport championships in the event the ongoing effects of the COVID-19 crisis significantly impact sports sponsorship this fall. While the committee acknowledged it is still too early to take any definitive action in this

space, members began analyzing championship brackets and formats based on varying sponsorship percentages by sport to determine how best to provide a quality championship experience under compromised circumstances. Committee members did not reach a consensus at this point; however, they understand that the NCAA Board of Governors will be looking for input from the governance substructure by its August 5 meeting. Accordingly, the committee will pursue this matter further during subsequent to formalize recommendations.

12. Championships topics for feedback.

- a. Selection criteria concepts.** Sport committees were surveyed in May 2020 to gauge their satisfaction with current selection criteria and whether there was any interest in considering new or different criteria. Survey results indicated general satisfaction with the current legislated criteria, but respondents also expressed interest in exploring how new or different criteria could help the selection process (i.e., provide a set of optional criteria that sport committees could choose to use in their selection process in addition to the required criteria). Championships Committee members agreed that the survey results merit further discussion with sport committees and advised that a working group or subcommittee that includes representation from the Division III Commissioners Association be created to explore options that may eventually inform a proposal to modify the current legislated requirements. On a related topic, committee members suggested exploration of the idea to establish a national ranking generated by sport committees in conjunction with weekly regional rankings to better prepare sport committees for championship selections.
- b. Regional alignment and rankings protocol.** Due to the adoption of the new regional realignment plan which provides greater balance in the number of schools assigned to each region, sport committees were asked whether a fixed number of teams or a fixed percentage of teams would be preferred for rankings. While a fixed percentage was slightly preferred by sport committees, the percentages selected as the fixed number all fell within the current allowable range (15-21 percent) and ranged between five and 11 teams ranked per region. Those that selected a fixed number had a slightly greater percentage range when choosing a fixed number, but all chose between seven and 10 for the fixed number. Given the overriding desire for consistency, equity and transparency in the rankings process across sports, the Championships Committee agreed that requiring all sport committees to rank a fixed percentage of 20 percent per region is the best approach. The committee reasoned that the percentage approach is already used by a slight majority of sport committees, and that the 20 percent likely will not significantly affect the number of teams sport committees that said they preferred a fixed number would rank (i.e., in most cases 20 percent equates favorably to the number of teams those sport committees had been ranking per region). The committee agreed that the new approach will go into effect for the 2021-22 academic year in order to have time to educate the membership and reduce potential confusion. (See the attachment for the new regional alignments by sport.)

13. Future meetings dates. The committee agreed to increase meeting frequency for the foreseeable future in addition to the following meetings already scheduled.

- a. September 14-15, 2020 (includes time with sport committee chairs).
- b. February 2-3, 2021.
- c. June 21-22, 2021.

Committee Chair: Kiki Jacobs, Roger Williams University
Staff Liaisons: Liz Turner Suscha, Championships and Alliances
Laura Peterson-Mlynski, Championships and Alliances
Julie Sargent, Academic and Membership Affairs

Division III Championships Committee June 22-23, 2020, Videoconference
Attendees:
Robin Baker, University of Wisconsin-Eau Claire.
Heather Benning, Midwest Conference.
Jason Fein, Bates College.
Kiki Jacobs, Roger Williams University.
Braly Keller, Nebraska Wesleyan University.
Chuck Mitrano, Empire 8.
Michelle Morgan, John Carroll University.
John Neese, Hardin-Simmons University.
Penny Siqueiros, Wesleyan College (Georgia).
Absentees:
None.
Guests in Attendance:
Gary Brown, NCAA Contractor.
NCAA Staff Support in Attendance:
Laura Peterson-Mlynski, Championships and Alliances.
Julie Sargent, Academic and Membership Affairs.
Liz Turner Suscha, Championships and Alliances.
Other NCAA Staff Members in Attendance:
Mark Aiken, Joni Comstock, Dan Dutcher, Jan Gentry, Greg Johnson, Laura Klee, Louise McCleary, Jeff Myers, Rachel Seewald, Micki Spears, Nick Strah, Kelly Whitaker, J.P. Williams, Demetria Woodard.



**REPORT OF THE
NCAA DIVISION III CHAMPIONSHIPS COMMITTEE
JUNE 23, 2020, EMAIL BUSINESS**

ACTION ITEMS.

- **None.**

INFORMATIONAL ITEMS.

- **Sport and Playing Rules Committee Appointments.** The committee approved the following appointments to sport and playing rules committees, effective September 1, 2020, unless otherwise noted:
 - a. NCAA Division III Women's Basketball Committee (immediate vacancy replacing Karin Harvey) – Gabby Lisella, associate athletics director/senior woman administrator, Rowan University, New Jersey Athletic Conference. *[Ms. Lisella will complete Ms. Harvey's term (August 31, 2021) and be eligible for reappointment per NCAA Bylaw 21.9.1.3.1.]*
 - b. NCAA Men's and Women's Ice Hockey Rules Committee (immediate vacancy replacing Heather Reinke) – Ashley Kilstein, associate athletics director/senior woman administrator, Wentworth Institute of Technology, Commonwealth Coast Conference.
 - c. NCAA Division III Men's and Women's Swimming and Diving Committee – (immediate vacancy replacing Mark Fino) – Leslie Shevlin, associate athletics director/senior woman administrator, Willamette University, Northwest Conference.
 - d. NCAA Division III Wrestling Committee – Lower Midwest Region: Bryan Marshall, sports information director, assistant athletics director, Millikin University, College Conference of Illinois & Wisconsin.

Committee Chair: Kiki Jacobs, Roger Williams University
Staff Liaisons: Liz Turner Suscha, Championships and Alliances
Laura Peterson-Mlynski, Championships and Alliances
Julie Sargent, Academic and Membership Affairs

Division III Championships Committee June 23, 2020, Email Business	
Attendees:	
Robin Baker, University of Wisconsin-Eau Claire.	
Heather Benning, Midwest Conference.	
Jason Fein, Bates College.	
Kiki Jacobs, Roger Williams University.	
Braly Keller, Nebraska Wesleyan University.	
Chuck Mitrano, Empire 8.	
Michelle Morgan, John Carroll University.	
John Neese, Hardin-Simmons University.	
Penny Siqueiros, Wesleyan College (Georgia).	
Absentees:	
None.	
Guests in Attendance:	
None.	
NCAA Staff Support in Attendance:	
Laura Peterson-Mlynski, Championships and Alliances.	
Julie Sargent, Academic and Membership Affairs.	
Liz Turner Suscha, Championships and Alliances.	
Other NCAA Staff Members in Attendance:	
None.	



REPORT OF THE
NCAA DIVISION III INFRACTIONS APPEALS COMMITTEE
MARCH 11, 2020, VIDEOCONFERENCE

ACTION ITEMS.

1. Legislative items.

- **Noncontroversial Legislation – NCAA Division III Bylaw 32.10.2 – Response by NCAA Division III Committee on Infractions Appeals Advocate.**
 - (1) Recommendation. That the NCAA Division III Management Council adopt noncontroversial legislation to remove items (a) through (d) and (g), from Bylaw 32.10.2, in a Committee on Infractions' response to an appellant's written appeal.
 - (2) Effective date. Immediate.
 - (3) Rationale. Currently, Bylaw 32.10.2 requires the Committee on Infractions' response to contain the following items:
 - (a) A statement of the origin of the case;
 - (b) The violations of the NCAA constitution and bylaws, as determined by the hearing panel;
 - (c) Disciplinary or corrective actions taken by the institution or conference or any other agency involved in the particular incident;
 - (d) A statement of the prescribed penalties, corrective actions, requirements and other conditions and obligations of membership;
 - (e) The issues raised in the appeal;
 - (f) The responses to the issues raised by the appealing parties; and
 - (g) A transcript of any hearing conducted by the Committee on Infractions.

Many of these required items enumerated in the bylaw are available to the NCAA Division III Infractions Appeals Committee and parties to the case before the submission of the appellant's written appeal. Specifically, items in subparagraphs (a), (b), (c) and (d) are available at the beginning of the appeals process and are included in the Committee on Infractions' decision. Additionally, subparagraph (g), the Committee on Infractions' hearing transcript(s), is available to the Infractions Appeals Committee and all the appropriate parties at the beginning of the appeal process, well before the submission of the written appeal. The Committee on Infractions should not be required to include information in a response that is already available to the Infractions Appeals Committee and involved parties.

(4) Estimated budget impact. None.

(5) Student-athlete impact. None.

2. Nonlegislative Items.

- **Review and Approve Updated Internal Operating Procedures.** As part of the Infractions Appeals Committee’s comprehensive review of the infractions appeals process, the committee is recommending, for approval, substantive changes to its procedures. The committee changed the policies and procedures to the format and structure of internal operating procedures. Additionally, the committee added and/or modified language of the procedures to create a more detailed description of the infractions appeals process. [Supplement]

INFORMATIONAL ITEMS.

- **None.**

Committee Chair: Richard Dunsworth, University of the Ozarks (Arkansas)
Staff Liaisons: Joyce Thompson-Mills, Infractions Appeals Committees Office
 Wendy Walters, Infractions Appeals Committees Office

NCAA Division III Infractions Appeals Committee March 11, 2020, Videoconference
Attendees:
Richard Dunsworth, University of the Ozarks (Arkansas).
William Fritz, College of Staten Island.
Lauren Haynie, Brandeis University.
Kate Roy, North Atlantic Conference.
Absentees:
Tim Millerick, Austin College.
Phill Talavinia, Bluffton University.
Guests in Attendance:
None.
NCAA Staff Liaisons in Attendance:
Joyce Thompson-Mills and Wendy Walters.
Other NCAA Staff Members in Attendance:
Kelley Sullivan.



MEMORANDUM

June 12, 2020

VIA EMAIL

TO: NCAA Division III Management Council.

FROM: NCAA Division III Infractions Appeals Committee.

SUBJECT: Request for Approval of Changes to the Infractions Appeals Procedures.

Requested Action.

Pursuant to NCAA Constitution 5.2.3.3, the NCAA Division III Management Council is asked to review and approve changes recommended by the NCAA Division III Infractions Appeals Committee to the procedures for the infractions appeals process.

Summary of Changes.

As part of the Infractions Appeals Committee’s comprehensive review of the infractions appeals process, the committee is recommending, for approval, substantive changes to its procedures.

The committee changed the policies and procedures to the format and structure of internal operating procedures. Additionally, the committee added and/or modified language of the procedures to create a more detailed description of the infractions appeals process.

In the attached excerpts of the internal operating procedures, the following sections have been added or changed¹:

Procedure	Description of Change
1-1	Incorporation of NCAA Bylaw 19.2.1.1 - composition of committee.
1-2	Incorporation of Bylaw 19.2.1 - authority of committee.
1-3	Incorporation of Bylaw 19.2.1.2 - term of office.
1-4	This procedure captures the current responsibilities and duties of the chair of the committee. The committee did not add new responsibilities to the role.

¹ Green items are new items added to the procedures and blue items are modifications of current procedure language.

NCAA MEMORANDUM

June 12, 2020

Page No. 2

1-5	The committee decided to add a vice chair role to help prepare a committee member to serve in the role of chair or to act if the chair is unavailable. He/she is included in staff's communications and discussions with the chair.
1-6	Incorporation of Bylaws 32.1.2 - conflict of interest and 21.02.5 - conflict of interest.
1-7	The committee added a timeline in which a party may raise objections to the participation of a committee member in a particular case. Such an objection must be raised at least one week in advance of the committee's review of the case.
1-8	The committee added language to permit a former member to rejoin the committee if one or more current members are unavailable to participate in the deposition of a case.
Section 2	Incorporation of Bylaw 32.1.1 - public disclosure.
3-3	The committee added a footnote stating that the Infractions Appeals Committee will consider hearing an oral argument via a videoconference. In the past, the Infractions Appeals Committee has considered and granted requests to conduct the oral argument via videoconference.
4-1-3	This language was modified to more closely mirror the language of Bylaws 19.02.2 - new information and 32.10.5 - information considered on appeal.
5-1	The committee added language that written submission, other than the notice of intent to appeal, must be submitted by 5 p.m. Eastern time on the due date. Additionally, if the due date falls on a weekend or federal holiday, the due date will be moved to the next calendar day that is not a weekend or federal holiday.
6-2	The committee added language that failure to submit a written appeal will result in dismissal of the appeal.

7-1	The committee has requested a modification of Bylaw 32.10.2 because many of the required items enumerated in the bylaw are available to the Infractions Appeals Committee and parties of the case before the submission of the appellant's written appeal. Specifically, items in subparagraphs (a), (b), (c) and (d) are available at the beginning of the appeals process and are included in the NCAA Division III Committee on Infractions' decision. Additionally, subparagraph (g), the Committee on Infractions' hearing transcript, is available to the Infractions Appeals Committee and all the appropriate parties at the beginning of the appeal process, well before the submission of the written appeal. The Committee on Infractions should not be required to include information in the Committee on Infractions response that is already available to the Infractions Appeals Committee and involved parties.
12-2-2-2	While it is rare that an appellant fails to appear for an oral argument which he/she requested, it has happened at least once in the past. This procedure identifies the affirmation of appealed findings and penalties as the case outcome if the appellant fails to appear for an oral argument.
Section 14	These sections identify the staff of the new Infractions Appeals Committees Office and the process for answering questions regarding the infractions appeals process.

If you have any questions, please feel free to contact Wendy Walters, managing director of Infractions Appeals Committees.

Attachment

WAW:kas

**Division III Infractions Appeals Committee
Procedural Addition or Changes**

Procedure Number	Text of Procedures
1-1 NEW – Incorporation of NCAA Bylaw 19.2.1.1	<p>Composition</p> <p>The Infractions Appeals Committee shall consist of five members. One member shall be a member of the Presidents Council and shall serve as chair. One member shall be a member of the Management Council. One member shall be from the general public who shall not be associated with a collegiate institution, conference, or professional or similar organization, or represent coaches or athletes in any capacity. Two positions shall be from the membership.</p> <p>For the current composition of the Infractions Appeals Committee, visit its webpage by clicking HERE.</p>
1-2 NEW – Incorporation of Bylaw 19.2.1	<p>Authority</p> <p>The Infractions Appeals Committee shall hear and act on an institution's or involved individual's appeal of the findings and/or penalties of major violations by the Committee on Infractions. The committee may establish or amend enforcement policies and procedures set forth in NCAA Bylaw 32 that relate directly to the infractions appeals process, subject to review and approval by the Management Council.</p>
1-3 NEW – Incorporation of Bylaw 19.2.1.2	<p>Term of Members</p> <p>A member shall serve a three-year term, which shall commence on the first day of September after the member's election. A member may be reappointed but shall not serve more than six years. The terms of the members who are serving as the representatives of the Presidents Council or Management Council shall coincide with their terms on those bodies. When possible, terms shall be staggered to ensure that vacancies occur in proper sequence.</p>
1-4 NEW – Incorporation of current practice of chair	<p>Duties of Chair</p> <p>a. Coordinate with the Infractions Appeals Committees Office:</p> <ul style="list-style-type: none"> (1) Logistics, administrative and other support related to the processing of infractions appeals cases; (2) Scheduling committee meetings, conference calls and scheduling oral arguments; and (3) Scheduling release of infractions appeals decisions.

	<ul style="list-style-type: none">b. Assign a committee member to serve as primary committee member for decision drafting; and present Infractions Appeals Committee's reports (in person and written) to the Management Council.c. Consider and decide case-related requests (e.g., time extension, oral argument attendance) in consultation with the full committee.d. Preside over in-person oral arguments and deliberations related to infractions appeals cases.e. Review and approve the final version of press release and decision of infractions appeals cases.f. Serve as the primary spokesperson for the Infractions Appeals Committee.
<p>1-5 NEW – Creates duties for a vice chair</p>	<p>Duties of Vice Chair</p> <ul style="list-style-type: none">a. Serve as a resource for the chair.b. Fulfill the duties of the chair, when the chair is unavailable to conduct duties.
<p>1-6 NEW – Incorporation of Bylaws 21.02.5 and 32.1.2</p>	<p>Conflict of Interest</p> <p>No member of the Infractions Appeals Committee shall participate in a case if he or she is directly connected with an institution under investigation or if he or she has a personal, professional or institutional affiliation that may create the appearance of partiality.</p> <p>A committee member shall not participate in the committee's discussion or vote on any action that might bring direct or indirect financial benefit to the member or any organization in which the member is financially interested (other than the member's institution or the conference of which it is a member). A violation of this rule by a member of a committee shall not invalidate the action taken by the committee if, following disclosure of the conflict of interest, the committee authorizes, ratifies or approves the action by a vote sufficient for the purpose, without counting the vote of the committee member with the conflict of interest, and the Management Council approves such action. All committee members shall agree to this policy before committee service and shall abide by the policy at all times. The current conflict of interest policy is located on the NCAA</p>

	<p>website (www.ncaa.org) or may be obtained from the NCAA national office.</p>
<p>1-7 MODIFIED – Adding timeline to objections</p>	<p>Recusals and Objections It is the responsibility of the committee member to recuse himself or herself if a conflict exists. <u>Objections to the participation of a committee member in a particular case should be raised as soon as recognized, but will not be considered unless raised at least one week in advance of the committee's review of the case.</u></p>
<p>1-8 NEW – Incorporation of current practice for substitutions</p>	<p>Temporary Substitution If it appears that one or more of the committee members will be unable to participate in the disposition of a case, the chair may designate a former member or members of the committee to rejoin the committee for purposes of consideration and disposition of that case.</p>
<p>Section 2 NEW – Incorporation of Bylaw 32.1.1</p>	<p>Confidentiality Enforcement Staff, Committee on Infractions and Infractions Appeals Committee Except as provided in Bylaws 19 and 32, the Committee on Infractions, the Infractions Appeals Committee and the enforcement staff shall not make public disclosures about a pending case until the case has been announced in accordance with prescribed procedures. Institutions and Individuals An institution and any individual subject to the NCAA constitution and bylaws involved in a case, including any representative or counsel, shall not make public disclosures about the case until a final decision has been announced in accordance with prescribed procedures.</p>
<p>3-3 MODIFIED – Added a footnote regarding videoconference option</p>	<p>Methods of Appeal The appeal may be heard through either in-person oral argument or review of written record. An institution or involved individual may not request an in-person oral argument before the Infractions Appeals Committee unless the institution or involved individual has made an in-person appearance before the Committee on Infractions.</p>

	<p><u>Footnote added: The Infractions Appeals Committee will consider hearing an oral argument via videoconference in extenuating circumstances.</u></p>
<p>4-1-3, 4-1-3-1 and 4-1-3-2 MODIFIED – Clarified to make consistent with Bylaws 19.02.2 and 32.10.5</p>	<p>New Information</p> <p>Definition of New Information New information is relevant, material information that could not have reasonably been ascertained prior to the Committee on Infractions hearing.</p> <p>Handling New Information If the Infractions Appeals Committee determines that the information is new information, <u>the Infractions Appeals Committee, after input from a Committee on Infractions' designee, shall determine whether the "new information" could have materially affected any decision made by the Committee on Infractions, and if so, the case shall be referred back to the Committee on Infractions for its review.</u></p>
<p>5-1</p>	<p>Submissions of Written Material</p> <p>Deadlines for the submission of written documents within the infractions appeals process, except for the Notice of Intent to Appeal, shall be considered met if the written document is submitted electronically to the Infractions Appeals Committees staff not later than 5 p.m. Eastern time on the due date.¹ Electronic submission to the staff shall be completed through a method designated by the Infractions Appeals Committee.</p> <p>Immediately after electronic submission, hard copies of the written documents shall be provided directly from the filing party to all members of the Infractions Appeals Committee.</p>
<p>6-2</p>	<p>Failure to Submit Written Appeal</p> <p>Failure to submit a written appeal will result in dismissal of the appeal.</p>

¹ If a due date for a submission process falls on a weekend or federal holiday, the due date will be moved to the next calendar day that is not a weekend or federal holiday.

<p>7-1 MODIFIED – Bylaw 32.10.2 was modified to remove the duplication of information (Infractions Appeals Committee Report²)</p>	<p>Content This response shall include <u>a statement of the issue(s) raised in the appeal and the Committee on Infractions’ response to the issue(s) raised in appeal.</u> (a) a statement of the origins of the case; (b) the violations of the NCAA constitution and bylaws found by the Committee on Infractions; (c) disciplinary or corrective actions taken by the institution or conference or any other agency involved in the particular incident; (d) the Committee on Infractions' proposed penalties; (e) the issue(s) raised in the appeal; (f) the Committee on Infractions' response to the issue(s) raised on appeal; and (g) any additional information that was presented to the Committee on Infractions during its consideration of the case that the Committee on Infractions deems relevant to consideration of the appeal.</p>
<p>12-2-2-3 NEW – Confirms that appeal will be dismissed if fail to appear at oral argument</p>	<p>Failure of Appellant to Appear If the appellant fails to appear at the oral argument, the Infractions Appeals Committee will dismiss the appeal and the Committee on Infractions decision, including factual findings, conclusions, violations and/or penalties, will stand.</p>
<p>Section 14 NEW – Adds contact information for questions</p>	<p>Infractions Appeals Committees Office The Infractions Appeals Committees Office staff is available to assist all of those involved in the infractions appeals process. If you have questions about the infractions appeals process, please feel free to contact the staff at the NCAA national office via telephone (317-917-6222), email or case discussion posting (for an open appeal case).</p> <p>The staff includes:</p> <ul style="list-style-type: none"> a. Wendy A. Walters, managing director of Infractions Appeals Committees. b. Joyce Thompson-Mills, director of Infractions Appeals Committees. c. Kelley Sullivan, assistant coordinator of Infractions Appeals Committees.

² March 11, 2020, Infractions Appeals Committee Report requests the adoption of non-controversial legislation to modify Bylaw 32.10.2.



**REPORT OF THE
NCAA DIVISION III INTERPRETATIONS AND LEGISLATION COMMITTEE
APRIL 16, 2020, TELECONFERENCE**

ACTION ITEMS.

1. Legislative Items.

a. Noncontroversial Legislation – To Permit a Local Civic Organization to Provide an Award to an Individual Student-Athlete [Division III Bylaw 16.1.4.4].

- (1) Recommendation. Approve in concept noncontroversial legislation that permits a local civic organization (e.g. Rotary Club, Touchdown Club) to provide an award to individual student-athletes.
- (2) Effective date. Immediate.
- (3) Rationale. Current legislation permits a local civic organization to provide an award to a team but not an individual student-athlete. Provided that the award is approved by the institution and counted in the institution's limit for institutional awards, a local civic organization should be permitted to provide an award to an individual student-athlete. Additionally, by extending this opportunity to individual student-athletes it expands the opportunity for the institution's engagement in the community.
- (4) Budget impact. None.
- (5) Student-athlete impact. Provides additional opportunity for a student-athlete to receive awards and recognition.

b. Noncontroversial Legislation – To Eliminate the 100-Mile Radius Restriction on a Booster Club Recognition Banquet [Division III Bylaw 16.1.6.1].

- (1) Recommendation. Approve in concept noncontroversial legislation that eliminates the current 100-mile radius restriction on an institution's athletics booster club recognition banquet.
- (2) Effective date. Immediate.
- (3) Rationale. Current legislation specifies that for a booster club to provide a team transportation expenses to a recognition banquet, the event must occur within a 100-mile radius of the institution's campus. The elimination of the mileage radius restriction will ease the burden on compliance administrators

and provide institutions with additional venues for a booster club recognition banquet.

- (4) Budget impact. None.
- (5) Student-athlete impact. None.

c. Noncontroversial Legislation – To Eliminate the 30-Mile Radius Restriction for a Student-Athlete to Receive Transportation and Meal Expenses in Conjunction with Participation in a Meeting of a Booster Club or Civic Organization [Division III Bylaw 16.10.1.4].

- (1) Recommendation. Approve in concept noncontroversial legislation that eliminates the 30-mile radius restriction for student-athlete's receipt of transportation and meal expenses in conjunction with participation in a meeting of a booster club or civic organization.
- (2) Effective date. Immediate.
- (3) Rationale. Current legislation allows a prospective student-athlete to receive transportation and meal expenses in conjunction with participation in a meeting of a booster club or civic organization, provided the meeting occurs within a 30-mile radius of the institution's main campus. The legislation is unduly restrictive and should be amended to specify that a student-athlete may accept transportation and meal expenses for booster club or civic organization meetings regardless of location. Further, eliminating the current mileage restriction will provide additional opportunities for student-athletes to connect with alumni and organizations associated with the institution.
- (4) Budget impact. None.
- (5) Student-athlete impact. None.

d. Noncontroversial Legislation – To Allow a Student-Athlete to Retain Used Equipment at the End of the Individual's Collegiate Participation [Division III Bylaw 16.11.1.8].

- (1) Recommendation. Approve in concept noncontroversial legislation that permits a student-athlete to retain used equipment at the end of the individual's collegiate participation.
- (2) Effective date. Immediate.

- (3) Rationale. Current legislation allows a prospective student-athlete to retain athletics apparel items at the end of the individual's collegiate participation, but used equipment must be purchased by student-athletes on the same cost basis as any other individual interested in purchasing such equipment. The legislation is unnecessarily restrictive and allowing student-athletes to retain used equipment at the end of their collegiate careers will ease a compliance burden associated with valuation and sale of used equipment].
 - (4) Budget impact. None.
 - (5) Student-athlete impact. None.
- e. **Noncontroversial Legislation – To Allow an Institution to Pay Expenses for a Student-Athlete to Attend the Funeral of an Institutional Staff Member or Former Teammate and for a Student-Athlete to Be Present When a Student-Athlete From Another Team at the Institution Suffers an Injury, Illness or Death [Division III Bylaw 16.6.1.1].**
- (1) Recommendation. Approve in concept noncontroversial legislation that permits an institution to pay expenses for a student-athlete to attend the funeral of an institutional staff member or former teammate and for a student-athlete to be present when a student-athlete from any team at the institution suffers an injury or illness or death.
 - (2) Effective date. Immediate.
 - (3) Rationale. Currently, an institution may pay transportation, housing and meal expenses for relatives (or legal guardians) of a student-athlete and for the student-athlete's current teammates to be present in situations in which a student-athlete suffers an injury or illness or, in the event of a student-athlete's death, to provide these expenses in conjunction with funeral arrangements. For the institution to pay expenses for student-athletes to attend an institutional staff member or former teammate's funeral, an institution must file a legislative relief waiver. Amending the legislation to allow student-athletes to receive expenses to attend the funeral of a former student-athlete, a student-athlete from a different team at the institution or institutional staff member or to receive expenses to be present in situations when a student-athlete from another team suffers an injury or illness, will decrease confusion on whether such expenses are permissible, and eliminate the need to file an urgent legislative relief waiver, which are routinely approved.
 - (4) Budget impact. Will vary among institutions.

- (5) Student-athlete impact. Promotes opportunities for student-athletes to support one another and institution staff as well as enhance student-athlete well-being.

2. Nonlegislative Items.

a. Approve Official Interpretation – Hardship Waiver – Competition in Second Half of Season.

- (1) Recommendation. Approve the following official interpretation:

Hardship Waiver -- Competition in Second Half of Season: The academic and membership affairs confirmed that a student-athlete does not qualify for a hardship waiver if the individual engages in any outside competition during the second half of the institution's traditional season, including competition while not representing the institution.

[References: Bylaws 14.2.5 (hardship waiver); 14.2.5.2.4 (reinjury in second half of season)]

- (2) Rationale. During its April 2020 teleconference, the NCAA Division III Interpretations Committee reviewed a current Division III April 13, 1994, Staff Interpretation regarding a student-athlete's eligibility for a hardship waiver when the student-athlete competes in the second half of the season aligned with the Division I official interpretation. The committee confirmed its application for Division III. The committee believes that elevating this staff interpretation to an official interpretation will help ensure the consistent understanding and application of the legislation
- (3) Budget Impact. None.
- (4) Student-Athlete Impact. None.

INFORMATIONAL ITEMS.

1. **Review March Report.** The committee reviewed the report from its March 19, 2020, teleconference.
2. **Review of Division I and II Legislative Actions.** The committee completed its review of legislative actions in Division I and II from September 2019 through January 2020. The committee requested the staff include Division II NC 2020-7, which eliminated the

requirement for an institution to submit a report to its conference office for an official visit that exceeded 48 hours, as part of its comprehensive review of Division III recruiting legislation.

3. Review Division III Editorial Revisions. The committee reviewed editorial revisions issued in Division III between September 1, 2019, and January 31, 2020.

4. Future Meetings. The committee reviewed its future meeting schedule.

Adjournment. The committee adjourned at 2:00 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 April 16, 2020, Teleconference	
Attendees:	
Amy Backus, Case Western Reserve University.	
Anthony Francois, John Jay College of Criminal Justice.	
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 and Men's Athletic Conference.	
Mila C. Su, Plattsburgh State University of New York.	
Absentee:	
None.	
NCAA Staff Liaisons in Attendance:	
Kaitlyn Purcell, and Bill Regan.	
Other NCAA Staff Members in Attendance:	
Anyssa Barbosa.	



**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
Attendees:
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.
Absentees:
None.
NCAA Staff Liaisons in Attendance:
Jeff Myers, Kaitlyn Purcell and Bill Regan.
Other NCAA Staff Members in Attendance:
Anyssa Barbosa, Dan Dutcher and Louise McCleary.



**REPORT OF THE
NCAA DIVISION III INTERPRETATIONS AND LEGISLATION COMMITTEE
MAY 21, 2020, VIDEOCONFERENCE**

ACTION ITEMS.

- **None.**

INFORMATIONAL ITEMS.

- 1. Review April Report.** The Division III Interpretations and Legislation Committee reviewed the report from its April 16, 2020, videoconference.
- 2. Review of Recruiting Communication.** The Interpretations and Legislation Committee initiated its review of the recruiting legislation for Division III. Considering the blanket waiver provided by the Division III Management Council Subcommittee for Legislative Relief, in response to COVID-19, that permitted institutions to use virtual platforms to conduct recruiting events with multiple prospective student-athletes that it could have permissibly conducted on-campus. The Interpretations and Legislation Committee started its review with recruiting communication. After receiving an overview of the current legislation regarding recruiting communication, the committee discussed the role of virtual recruiting and reviewed whether virtual recruiting would be a beneficial alternative means of recruiting communication with prospective student-athletes. The committee noted that through these virtual recruiting events have permitted, coaches and other institutional representatives to deliver recruiting presentations in a more cost-effective manner to a greater number of prospective student-athletes and their families at one time.

The committee recognized the potential benefit virtual recruiting has for coaches and institutions and how virtual recruiting through the blanket waiver has been helpful for driving enrollment during a time of institutional budgetary constraints, travel restrictions and closures. Additionally, the committee discussed the role of student-athletes in virtual recruiting both for athletics and the institutions generally, and the need to consider the student-athletes' time commitment to these efforts.

As the committee continues to consider the role of virtual recruiting for Division III, the committee asked staff to (1) gather feedback from the membership and National Student-Athlete Advisory Committee on the pros and cons of virtual recruiting through the subcommittee's blanket waiver; and (2) presenting the patterns of questions asked by the membership in the virtual recruiting space. The committee will discuss the feedback and findings as it considers legislative concepts for the 2022 legislative cycle and appropriate steps for the 2020-21 academic year.

- 3. Future Meetings.** The committee reviewed dates and times for upcoming meetings and videoconferences.

4. **Other Business.** Staff provided an update re the 2020-21 NCAA Division III Compliance Forms.
5. **Adjournment.** The committee adjourned at 2:00 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 21, 2020, Videoconference
Attendees:
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.
Absentees:
None.
NCAA Staff Liaisons in Attendance:
Jeff Myers, Kaitlyn Purcell and Bill Regan.
Other NCAA Staff Members in Attendance:
Anyssa Barbosa and Louise McCleary.



REPORT OF THE
NCAA DIVISION III INTERPRETATIONS AND LEGISLATION COMMITTEE
JUNE 18, 2020, VIDEOCONFERENCE

ACTION ITEMS.

1. Legislative Items.

- **None.**

2. Nonlegislative Items.

- **Blanket Waiver – Prospective Student-Athletes Joining Virtual Team Meetings.**

(1) Recommendation. That the Division III Management Council Subcommittee on Legislative Relief approve a blanket waiver to permit a committed prospective student-athlete (e.g., provided a financial deposit with the institution in response to its offer of admission) to participate in virtual team meetings provided the following conditions are satisfied:

(a) The team meeting is being conducted in a manner consistent with the flexibility provided by the Division III Administrative Committee (March 13, 2020 directive and March 26, 2020 clarification), and

(b) Prospective student-athletes may attend and participate in virtual team meetings until the first day of classes for the fall term or the team's first day of practice, whichever is earlier

(2) Rationale. In response to COVID-19, Division III governance committees provided the membership with flexibility regarding their interaction with student-athletes (allowing student-athlete participation in virtual team meetings during the summer). This action was taken to foster student-athlete well-being by maintaining the connection between coaches and student-athletes. Current Division III legislation does not permit prospective student-athletes who have committed to attend a Division III institution to join these virtual team meetings. However, the rationale for providing institutions with the necessary flexibility to support the student-athletes' well-being is equally true for prospective student-athletes transitioning from high school to college. Specially, permitting prospective student-athletes who have committed to attend a Division III member institution to participate in virtual team meetings conducted before the beginning of practice or the fall term will allow prospective student-athletes to connect with their future team members and coaches.

(3) Budget Impact. None.

(4) Student-Athlete Impact. None.

INFORMATIONAL ITEMS.

1. **Review May Report.** The NCAA Division III Interpretations and Legislation Committee reviewed the report from its May 21, 2020, videoconference.
2. **Transfer Portal Update.** NCAA staff provided an update on the functions of the NCAA Transfer Portal and data regarding how it has been used in Division III.
3. **Review of Recruiting Communication.** The committee continued its discussion of recruiting communication with multiple prospective student-athlete using virtual platforms (e.g., Zoom, Skype). After reviewing feedback from the Division III membership and considering the questions received from the membership regarding the blanket waiver issued by the Subcommittee for Legislative Relief permitting virtual recruiting with multiple prospective student-athletes, the committee concluded the following:
 - a. Using virtual platforms to communicate with multiple prospective student-athletes is an effective and efficient way for Division III institutions to recruit and should continue for the upcoming academic year;
 - b. Student-athletes are an important part of the recruiting process and should be involved in virtual recruiting provided their involvement is voluntary, occurs only during the academic year and does not result in any missed class-time;
 - c. Virtual recruiting with multiple prospective student-athletes should be treated similar to the current legislation regarding contacting a prospective student-athlete via a telephone call;
 - d. The membership should be able to promote the virtual recruiting event publicly, but may not promote the specific participation of individual or a group of prospective student-athletes (e.g., can share on institutional social media accounts informational details about the event but cannot share particular prospective student-athletes involvement); and
 - e. Virtual recruiting should augment existing recruiting options (e.g., official visits) rather than replace them.

The committee asked the staff to prepare additional information for its consideration regarding whether there should be times in which virtual recruiting should not be permissible and whether coaches should be permitted to participate in virtual events initiated by an outside group, club, team or organization. The committee will continue to review and develop this concept at its next videoconference with the aim of providing a recommendation to the Subcommittee for Legislative Relief concerning its current virtual recruiting blanket that is set to expire August 1.

4. **Future Meetings.** The committee reviewed dates and times for upcoming meetings and videoconferences.
5. **Other Business.** Staff provided an update re the 2020-21 NCAA Division III Compliance Forms.
6. **Adjournment.** The committee adjourned at 1:04 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 June 18, 2020, Videoconference
Attendees:
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.
Absentees:
None.
NCAA Staff Liaisons in Attendance:
Jeff Myers, Kaitlyn Purcell and Bill Regan.
Other NCAA Staff Members in Attendance:
Corey Berg, Louise McCleary, Joan Nissen and Susan Peal.



**REPORT OF THE
NCAA DIVISION III INTERPRETATIONS AND LEGISLATION COMMITTEE
July 8, 2020, VIDEOCONFERENCE**

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

1. **Review of the Name, Image and Likeness, survey.** The Division III Interpretations and Legislation Committee reviewed the results from the Name, Image and Likeness survey sent to Division III presidents, athletics directors, commissioners and the National Student-Athlete Advisory Committee. The committee determined that the results supported the recommended concepts and changes were not necessary at this time. The committee reiterated the importance of drafting a question and answer document that succinctly and clearly addresses the application of the concepts.
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 July 8, 2020, Videoconference
Attendees:
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.
Absentees:
Kaitlyn Purcell and Bill Regan
NCAA Staff Liaisons in Attendance:
Jeff Myers.
Other NCAA Staff Members in Attendance:
Dan Dutcher, Curtis Franks, Lauren Frost, Eric Hartung and Louise McCleary.



REPORT OF THE
NCAA DIVISION III MEMBERSHIP COMMITTEE
APRIL 16, 2020, VIDEOCONFERENCE

KEY ITEMS.

1. The Membership Committee extended the submission deadline for the 2020 Institutional Self-Study Guide to May 31, 2021.
2. The committee extended the deadline for probationary institutions to submit their athletics program assessment from May 15, 2020, to August 1, 2020.

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

1. **Welcome and Announcements.** The videoconference commenced at 1:03 p.m. Eastern time Thursday, April 16, 2020.
2. **Roster and Conflict of Interest.** Committee members were reminded of the NCAA Conflict of Interest Policy and proper procedures for recusal if a conflict of interest might arise. Committee members followed the recusal procedures during all deliberations.
3. **Review February 18, 2020, Meeting Report.** The committee reviewed and approved its February 18, 2020, meeting report.
4. **Association-Wide COVID-19 Updates.** Staff provided the committee with updates on the impact Association-wide of COVID-19.
5. **Updated Application for Provisional Membership.** The committee reviewed and approved the updated application from Bob Jones University. In its review, the committee noted that the updated application was better organized and more detailed than the institution's original submission and that the application met the conditions and obligations to begin year one of the Division III provisional membership process.
6. **Review of 2020 Division III Membership Requirements and Deadlines.** The committee reviewed the following membership requirements and respective deadlines that are impacted by the COVID-19 health pandemic:
 - a. 2020 graduation rates reporting deadline. Staff notified the committee that the deadline of June 1 for the submission of graduation rates reporting is consistent across all three NCAA divisions and would remain unchanged for the 2019-20 reporting cycle. The committee had no feedback to bring to staff.

- b. 2020-21 sports-sponsorship and demographics form deadline. Staff notified the committee of changes made to the 2020-21 sports sponsorship and demographics form to reflect the cancellation of the spring 2020 sports seasons. Staff further notified the committee that the deadline of August 1 for the submission of the form is consistent across all three divisions and would remain unchanged for the 2019-20 academic year. The committee had no feedback to bring to staff.
 - c. Probation institutions – athletics program assessment deadline. The committee reviewed the submission deadline for the four Division III institutions that are required to submit an athletics program assessment in 2020 as a condition of membership probation and voted to extend the submission deadline from May 15, 2020, to August 1, 2020.
 - d. 2019-20 NCAA Division III Institutional Self-Study Guide deadline. The committee discussed NCAA Constitution 6.3.1, which specifies that the deadline for institutions to submit their ISSG is June 1 of the year it is due to the NCAA national office. Due to this legislation, institutions in the ISSG class would be required to submit the ISSG by June 1, 2020. The committee agreed to extend the deadline from June 1, 2020, to May 31, 2021, due to COVID-19. It was also noted that institutions in the 2019-20 ISSG class will not move to a new class and shall submit their next ISSG by June 1, 2025.
 - e. 2020 NCAA Regional Rules Seminars. Staff notified the committee that required attendance 2020 NCAA Regional Rules Seminars will be monitored using the NCAA Learning Management System. The committee took no action.
 - f. 2019-20 Division III Rules Test annual requirement. The committee discussed flexibility for the completion of the annual NCAA Division III Rules Test requirement for all head coaches and athletics administrators with compliance responsibilities. The committee determined that staff may grant flexibility in this area.
 - g. 2020 annual reporting requirements for Division III provisional and reclassifying institutions. The committee reviewed the June 1, 2020, deadline for the eight institutions in the provisional and reclassifying membership process to submit their annual reporting requirements and took no action. The committee retained this deadline to ensure these institutions can continue timely progression towards active Division III membership.
7. **Update on Division III Administrative Committee Actions Regarding Annual Sports-Sponsorship Requirements.** Staff notified the committee that the Division III Administrative Committee approved a blanket waiver of any deficiencies in sports-sponsorship requirements related to spring sports occurring as a result of actions taken in response to COVID-19. This would include minimum contest and participant requirements

for spring sports, along with the one sport per season requirement for the spring. The blanket waiver does not extend to fall or winter sports.

8. **Update on COVID-19-Related Actions Taken by Division III Committees.** Staff provided the committee with updates on COVID-19 related actions taken by Division III committees, as well as resources made available by academic and membership affairs staff including a COVID-19 question and answer document. Staff also notified the committee about the national office's establishment of an internal COVID-19 Playing and Practice Seasons Working Group to assist the membership with evaluating medical, operational and potential rules challenges for upcoming seasons of training and competition.
9. **Discussion of Division III Sports-Sponsorship Issues.** The committee provided staff with its initial feedback on Division III overall minimum sports-sponsorship requirements and minimum contests and participants requirements. The committee agreed to table further in-depth discussions of the topic until its May videoconference.
10. **Future Meeting Update.** The chair reminded the committee of its upcoming June 24-25, 2020, meeting and informed the committee that this meeting will be conducted virtually.
11. **Other Business.** None.
12. **Adjournment.** The committee concluded its business and adjourned at 2:48 p.m. Eastern time.

Committee Chair: Laura Mooney, Massachusetts College of Liberal Arts, Massachusetts State Collegiate Athletic Conference

*Staff Liaisons: Eric Hartung, Division III Research
Tiffany Alford, Academic and Membership Affairs
Corey Berg, Academic and Membership Affairs*

NCAA Division III Membership Committee April 16, 2020 Videoconference	
Attendees:	
William Fell, United States Merchant Marine Academy.	
Michael Frandsen, Wittenberg University.	
Jan Hathorn, Washington and Lee University.	
Jessica Huntley, Atlantic East Conference.	
Charles Jacobs, St. Norbert College.	
Erica Lemm, Mount Holyoke College.	
Monique McLean, Trinity Washington University.	
Laura Mooney, Massachusetts College of Liberal Arts.	
Elliott Strickland, Pennsylvania College of Technology.	
Megan Valentine, Hilbert College.	

Report of The DIII Membership Committee

April 16, 2020, Videoconference

Page No. 4

Absentees:
None.
NCAA Staff Support in Attendance:
Tiffany Alford, Corey Berg, Debbie Brown and Eric Hartung.
Other NCAA Staff Members in Attendance:
None.



**REPORT OF THE
NCAA DIVISION III MEMBERSHIP COMMITTEE
MAY 14, 2020, VIDEOCONFERENCE**

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

- 1. Welcome and Announcements.** The videoconference commenced at 1:01 p.m. Eastern time Thursday, May 14, 2020.
- 2. Roster and Conflict of Interest.** Committee members were reminded of the NCAA Conflict of Interest Policy and proper procedures for recusal if a conflict of interest might arise. Committee members followed the recusal procedures during all deliberations.
- 3. Review April 16, 2020, Meeting Report.** The committee reviewed and approved its April 16, 2020, meeting report.
- 4. 2020 Regional Rules Seminar Update.** Staff provided the committee with an update on the 2020 Regional Rules Seminar, which will be conducted virtually during June 2020.
- 5. Consideration of Division III Sports-Sponsorship Requirements for 2020-21 and Beyond.** The committee began its discussion by recognizing that the ultimate authority for determining how to conduct intercollegiate athletics resides with the president or chancellor of an individual institution. The committee seeks to provide relief where possible, recognizing that additional relief may be requested and that any relief that is provided is intended to:
 - a. Help Division III institutions remain in compliance with NCAA Bylaw 20 membership legislation;
 - b. Guide institutions as they determine the best model for providing the student-athlete experience in the 2020-21 and 2021-22 academic years; and
 - c. Reduce the administrative burden for institutions seeking relief.

Two specific areas of relief were discussed. No formal action was taken.

- d. The committee agreed institutions will likely seek relief of Bylaws 20.11.3.1 and 20.11.3.2, which determine the minimum number of sports a member institution must sponsor and how those sports must be administered per season. The committee recognized these bylaws affirm the Division III philosophy, which calls for institutions to provide a broad-based

athletics experience and provide a framework for them to do so. The committee acknowledged the pressures institutions are facing now and will face in the coming months that may result in noncompliance within these areas. At this time, the committee is not certain blanket relief of these bylaws is appropriate; however, it remains in support of reviewing requests on a case-by-case basis. Additionally, the committee determined that any waiver relief must be administered in a way that maintains gender equity between the minimum number of all-male sports and all-female sports an institution must sponsor on its campus.

- e. The committee agreed blanket relief of the minimum number of contests required per Bylaw 20.11.3.8 is warranted but did not determine the best metric to use in providing that relief. The committee identified the following items it will use to guide future discussions of relief:
- (1) A reduction in the minimum number of contests per sport will not provide adequate relief for every institution. The committee will likely receive requests for additional relief regardless of the reduced minimums.
 - (2) Individual institutions are best equipped to determine how to conduct outside competition on their campuses (i.e., reduced outside competition, full outside competition).
 - (3) Any alternate competition model should permit a schedule primarily based on conference and/or regional competition.
 - (4) The contest minimums in Bylaws 20.11.3.8 and 31.2.1, the minimum number of contests for NCAA Championships eligibility, are aligned. The contest minimums for NCAA Championships eligibility are under the purview of the Division III Championships Committee.
6. **Future Meeting Update.** The chair noted that staff will reconvene the committee before its upcoming June 24-25, 2020, meeting for an additional sports-sponsorship requirements discussion and potential action.
7. **Other Business.** None.
8. **Adjournment.** The committee concluded its business and adjourned at 2:58 p.m. Eastern time.

Committee Chair: Laura Mooney, Massachusetts College of Liberal Arts, Massachusetts State Collegiate Athletic Conference

*Staff Liaisons: Eric Hartung, Division III Research
Tiffany Alford, Academic and Membership Affairs
Corey Berg, Academic and Membership Affairs*

NCAA Division III Membership Committee May 14, 2020, Videoconference	
Attendees:	
William Fell, United States Merchant Marine Academy.	
Michael Frandsen, Wittenberg University.	
Jan Hathorn, Washington and Lee University.	
Jessica Huntley, Atlantic East Conference.	
Charles Jacobs, St. Norbert College.	
Erica Lemm, Mount Holyoke College.	
Monique McLean, Trinity Washington University.	
Laura Mooney, Massachusetts College of Liberal Arts.	
Elliott Strickland, Pennsylvania College of Technology.	
Megan Valentine, Hilbert College.	
Absentees:	
None.	
NCAA Staff Support in Attendance:	
Tiffany Alford, Corey Berg, Debbie Brown and Eric Hartung.	
Other NCAA Staff Members in Attendance:	
Dan Dutcher, Louise McCleary, Jeff Myers and Liz Suscha.	



REPORT OF THE
NCAA DIVISION III MEMBERSHIP COMMITTEE
MAY 27, 2020, VIDEOCONFERENCE

ACTION ITEMS.

1. Legislative Items.

• **Membership – Division III Membership Requirements – Sports Sponsorship – Minimum Contests and Participants Requirements for Sports Sponsorship—Bylaw 20.11.3.8.**

- (1) Recommendation. Approve a waiver to reduce the minimum number of contests required for sports sponsorship by 33 percent. This applies to all sports. The minimum number of participants required will remain unchanged.
- (2) Effective Date. September 1, 2020, to August 31, 2021.
- (3) Rationale. The committee seeks to provide relief for institutions related to disruptions and uncertainty resulting from the COVID-19 pandemic. Specifically, relief is intended to:
 - a. Help Division III institutions remain in compliance with NCAA Bylaw 20 membership legislation;
 - b. Guide institutions as they determine the best model for providing the student-athlete experience in the 2020-21 academic year; and
 - c. Reduce the administrative burden for institutions seeking relief.

In a recent survey of the Division III membership by the Division III Commissioners Association in which 98 percent of the division's athletics directors participated, 85 percent supported a reduction to contest minimums. A reduction in minimum contests would provide each institution with the flexibility to determine how best to conduct outside competition on their campuses (i.e., reduced outside competition, full outside competition). It also would allow for an alternate competition model permitting a competition schedule primarily based on conference

and/or regional competition, and a competition schedule that can fit into a revised academic calendar (e.g., delayed start of classes, earlier end-of-classes date).

While the committee noted that championships selection requirements (Bylaw 31.2.1) are the purview of the Division III Championships Committee, there was desire to continue to align the minimum contest requirements for championships selection with the minimum contest requirements for sports sponsorship. At its May 19, 2020, meeting, the Championships Committee recommended a reduction to the contest minimums for championships eligibility for all sports by 33 percent for one year, with the agreement to consider an extension of the reduction for an additional year at a later date. A 33 percent reduction of contest minimums for sports sponsorship would preserve that alignment.

The Membership Committee will be open to waiver requests from schools that are unable to meet the existing sport sponsorship standards and the new minimum contest standards and approach those requests with maximum flexibility.

- (4) Budget Impact. None.
- (5) Student-Athlete Impact. Provides flexibility for institutions to determine the best possible way to conduct their athletics program in a way that ensures the health and safety of student-athletes and the best possible format to ensure a meaningful athletics experience for the most student-athletes possible.

2. **Nonlegislative Items.**

- None.

INFORMATIONAL ITEMS.

1. **Welcome and announcements.** The videoconference commenced at 12:02 p.m. Eastern time Wednesday, May 27, 2020.
2. **Roster and conflict of interest.** Committee members were reminded of the NCAA Conflict of Interest Policy and proper procedures for recusal if a conflict of interest might arise. Committee members followed the recusal procedures during all deliberations.

3. **Review May 14, 2020, meeting report.** The committee reviewed and approved its May 14, 2020, videoconference report.
4. **Consideration of a reduction to sports-sponsorship minimums.** The committee considered reducing the minimum number of varsity intercollegiate sports an institution must sponsor per Bylaws 20.11.3.1 and 20.11.3.2 but decided to revisit the topic at a later date. The committee noted that additional information concerning the number of member institutions intending to suspend or discontinue sports, as a result of COVID-19, is needed to make a decision in that area. The committee is committed to reviewing waiver requests on a case-by-case basis and providing appropriate flexibility.
5. **Future meeting update.** The chair noted the upcoming June 24-25, 2020, videoconference and the possibility of an additional meeting if necessary.
6. **Other business.** None.
7. **Adjournment.** The committee concluded its business and adjourned at 1:45 p.m. Eastern time.

Committee Chair: Laura Mooney, Massachusetts College of Liberal Arts, Massachusetts State Collegiate Athletic Conference

*Staff Liaisons: Eric Hartung, Division III Research
Tiffany Alford, Academic and Membership Affairs
Corey Berg, Academic and Membership Affairs*

NCAA Division III Membership Committee May 27, 2020, Videoconference	
Attendees:	
William Fell, United States Merchant Marine Academy.	
Michael Frandsen, Wittenberg University.	
Jan Hathorn, Washington and Lee University.	
Jessica Huntley, Atlantic East Conference.	
Charles Jacobs, St. Norbert College.	
Erica Lemm, Mount Holyoke College.	
Monique McLean, Trinity Washington University.	
Laura Mooney, Massachusetts College of Liberal Arts.	
Elliott Strickland, Pennsylvania College of Technology.	
Megan Valentine, Hilbert College.	
Absentees:	
None.	

NCAA Staff Support in Attendance:
Tiffany Alford, Corey Berg, Debbie Brown and Eric Hartung.
Other NCAA Staff Members in Attendance:
Dan Dutcher, Louise McCleary, Jeff Myers and Liz Suscha.



REPORT OF THE
NCAA DIVISION III MEMBERSHIP COMMITTEE
JUNE 24-25, 2020, VIDEOCONFERENCE MEETING

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

1. **Welcome and Announcements.** The committee commenced business at 9:05 a.m. Eastern time Wednesday, June 24, 2020.
2. **Membership Committee Roster and Conflict of Interest.** Committee members were reminded of the NCAA Conflict of Interest Policy and proper procedures for recusal if a conflict of interest might arise. Committee members reviewed the roster and conflict of interest documentation and updated, as necessary. Committee members followed the recusal procedures during all deliberations.
3. **Review Policies and Procedures.** The committee reviewed the policies and procedures documents.
4. **Review May 27, 2020, Videoconference Report.** The committee reviewed and approved its May 27, 2020, videoconference report.
5. **Division III Provisional/Reclassifying Membership.**
 - a. Current roster. The committee reviewed the current roster of provisional and reclassifying institutions and their mentors. New mentors were assigned to Bob Jones University, State University of New York at Delhi and Pratt Institute.
 - b. Process advancement. 2019-20 Provisional and Reclassifying Institutions. The committee reviewed annual reports from the following provisional and reclassifying institutions and took the following actions:
 - (1) Year one to year two – Approval. The committee accepted the annual report from the following institutions with feedback in areas where the institutions could enhance their current practices and approved their advancement in the membership process from year one to year two.
 - (a) Mississippi University for Women;
 - (b) Pratt Institute; and
 - (c) St. Thomas University (Texas).

- (2) Year two to three – Approval. The committee accepted the annual report from the following institutions with feedback in areas where the institutions could enhance their current practices and approved their advancement in the membership process from year two to year three.
 - (a) State University of New York at Delhi; and
 - (b) Johnson & Wales University (Denver).
 - (3) Election to active membership. The committee accepted the annual reports of the following institutions and approved their election to active membership status per NCAA Constitution 3.2.3.3 (election).
 - (a) Brevard College;
 - (b) Dean College; and
 - (c) Pfeiffer University.
 - c. Discuss new member campus visits. Staff reminded the committee of the upcoming fall 2020 campus visit scheduled to Manor College and the challenges of proceeding with an on-campus visit due to the COVID-19 pandemic. The committee discussed the potential for a virtual visit this fall in order to provide Manor guidance as they consider application for the provisional membership process and assess Manor's readiness for the process. They determined staff should proceed with the arrangements for a virtual visit. The committee further noted that an in-person campus visit could still occur during year one of the provisional membership process.
- 6. Review of Recommended Changes to Membership Process Materials.** The committee reviewed recommended changes to several membership process documents. The changes resulted from the new membership process legislation adopted at the 2020 NCAA Convention.
- a. Exploratory application. The committee reviewed the revised exploratory application and recommended additional changes. The committee approved the application as amended.
 - b. Provisional/reclassifying membership application. The committee reviewed the revised provisional/reclassifying membership application and recommended additional changes. The committee approved the application as amended.
 - c. Conference application guidelines. The committee reviewed the revised conference application guidelines and recommended additional changes. The committee approved the application as amended.
 - d. Single-sport conference application. The committee reviewed the revised single-sport conference application and approved the application as amended.
 - e. Multisport conference application. The committee reviewed the revised multisport conference application and approved the application as amended.

7. Division III Active Membership.

- a. Review of University of Pittsburgh, Greensburg sports-sponsorship waiver request. The committee approved a request from University of Pittsburgh, Greensburg for a waiver of Bylaw 20.11.3.8 (minimum contests and participants requirements for sports sponsorship) in the sport of women's cross country. In its approval, the committee noted the institution demonstrated an intention to comply with the minimum contest requirements by scheduling an additional meet in the nontraditional segment and would have complied had the COVID-19 pandemic not canceled on-campus activities for the remainder of the academic year. In addition, the committee encourages the institution to continue to monitor its roster sizes.
- b. Probation institution summary. Staff noted that five institutions will complete the probationary period and return to active status in good standing September 1, 2020. Staff informed the committee that historical records of institutional probationary and restricted status are kept on file should future issues arise.
- c. Discussion on virtual recruiting. Staff facilitated a discussion with the committee about the future of virtual recruiting in Division III. Overall, the committee had a favorable opinion on virtual recruiting noting cost-savings, efficiency and effectiveness of communicating with prospective student-athletes who are comfortable in the virtual environment. The committee acknowledged the potential for virtual recruiting becoming widely used across the division. The committee noted that while continued use of virtual recruiting would ease the budget and staffing challenges many institutions are facing, there must also be parameters in place that are consistent with the existing recruiting legislation.
- d. Conference membership. The committee received an update from staff on current conference membership and realignments.

8. Educational Initiatives.

- a. 2020 NCAA Regional Rules Seminar attendance – Constitution 3.2.4.15. Staff provided the committee with outcomes from the 2020 Regional Rules Seminars. As of the meeting, over 2,600 participants joined in the live webinar programming and over 2,200 module completions had been registered in the NCAA Learning Portal. Staff informed the committee that as of June 22, 2020 eleven institutions that were required to attend 2020 Regional Rules Seminars had outstanding attendance requirements. The committee noted that the virtual format allowed for more participation from a larger portion of the membership.
- b. Division III rules test. Staff provided the committee with the 2019-20 Division III rules test and the committee discussed potential question structures and topics to include in the 2020-21 Rules Test.
- c. 2020-21 rule of the month topics. The committee provided staff with several areas of the legislation to consider for the monthly education topics for the 2020-21 academic year.

- 9. Division III Governance Update.** Dan Dutcher, vice president for Division III, and Louise McCleary, managing director of Division III, provided the committee with Association-wide updates on pertinent items being discussed across higher education. Topics discussed included the NCAA's resocialization of sports resources and how they apply to the Division III membership, anticipated updates to the resocialization frequently asked questions document, and updates from the NCAA COVID-19 Playing and Practice Season Working Group.
- 10. Update on Division III Administrative Committee actions.** Mr. Dutcher and Jeff Myers provided the committee with updates on recent actions taken by the Division III Administrative Committee including those that provided flexibility with the preseason practice start date for the 2020 fall sports season and provided institutions with unlimited administrative days to conduct nonathletically related activities for the 2020-21 academic year. Staff also notified the committee that issues related to student-athlete eligibility flexibility and winter sport start dates for the 2020-21 academic year will be reviewed by the relevant governance groups in the near future.
- 11. Discussion of Potential Reduction to Sports Sponsorship Minimums.** The committee discussed further reduction to sports-sponsorship minimum requirements for the 2020-21 academic year. The committee expressed its desire to provide member institutions with additional assurances regarding the waiver flexibility for the 2020-21 academic year by instructing staff to issue an official statement clarifying this point. The committee will continue to monitor the need for additional relief in this area.
- 12. In-Person Meeting and Teleconference Schedule.** The committee reviewed a schedule for future meetings and videoconferences.
- 13. Other Business.** Staff facilitated a discussion with the committee about virtual competition and the current interpretative positions from each division that prohibits the use of virtual competitions to satisfy minimum sports-sponsorship requirements. The committee noted that while it would be willing to consider limited waiver flexibility in this area due to COVID-19 concerns, parameters would need to be established to account for gender equity, sport equity and student-athlete experience concerns. The committee agreed to discuss this topic further at a future date.
- 14. Adjournment.** The committee concluded its business and adjourned at 11:08 a.m. Eastern time June 25, 2020.

Committee Chair: Laura Mooney, Massachusetts College of Liberal Arts, Massachusetts State Collegiate Athletic Conference

*Staff Liaisons: Eric Hartung, Research
Tiffany Alford, Academic and Membership Affairs
Corey Berg, Academic and Membership Affairs*

NCAA Division III Membership Committee June 24-25, 2020, Videoconference	
Attendees:	
William Fell, United States Merchant Marine Academy.	
Michael Frandsen, Wittenberg University.	
Jan Hathorn, Washington and Lee University.	
Jessica Huntley, Atlantic East Conference.	
Charles Jacobs, St. Norbert College.	
Erica Lemm, Mount Holyoke College.	
Monique McLean, Trinity Washington University.	
Laura Mooney, Massachusetts College of Liberal Arts.	
Elliott Strickland, Pennsylvania College of Technology.	
Megan Valentine, Hilbert College.	
Absentees:	
None.	
Guests in Attendance:	
None.	
NCAA Staff Support in Attendance:	
Tiffany Alford, Corey Berg, Debbie Brown and Eric Hartung.	
Other NCAA Staff Members in Attendance:	
Dan Dutcher, Louise McCleary, Jeff Myers and Joan Nissen.	



REPORT OF THE
NCAA DIVISION III STUDENT-ATHLETE ADVISORY COMMITTEE
APRIL 18-19, 2020, MEETING

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

- 1. Meeting Conducted Virtually.** On April 18-19, the primary members of the NCAA Division III Student-Athlete Advisory Committee gathered virtually via Microsoft Teams to conduct its April meeting.
- 2. Administrative Items.**
 - a. Roster. The committee reviewed and updated its current roster.
 - b. January 2020 report. The committee reviewed and recommended an editorial change to the report. The committee approved the report with the noted change.
 - c. Robert's Rules of Order. The committee reviewed the Robert's Rules of Order guidelines document.
 - d. Division III campus SAAC liaison contact information. The committee reviewed the campus contact information.
- 3. Policies and Expectations.**
 - a. Policies and procedures. The committee reviewed its policies and procedures and noted no changes as currently presented.
 - b. Committee assignments. Christine Mayorga, soccer student-athlete, Montclair State University, has assumed the SAAC appointment to the Minority Opportunities and Interests Committee. There were no additional or new vacancies for committee assignments for SAAC members.
 - c. Expectations of serving on SAAC. The committee reviewed the expectations of SAAC primary and associate members.
 - d. Associate members overview. The committee discussed relationships with associate members and provided NCAA staff feedback about communication flow with partner conferences.

4. Division III SAAC Social Media Working Group Discussion Report Out and Update.

- a. Adam Skaggs, assistant director of Division III governance communications, joined the meeting to provide an update on the SAAC mental health campaign occurring from May 4-7. The SAAC-led mental health campaign will center around #BreakTheStigma, to bring awareness to the de-stigmatization of student-athlete mental health. Mr. Skaggs discussed the strategy of the campaign, outlining engagement strategies, the plan for official Division III social media platforms and the creation of a SAAC specific logo for future campaigns.
- b. The social media working group reported on its plan to amplify the campaign and to create its own content for #BreakTheStigma. The committee collaborated on content ideas to push through the Division III SAAC Twitter account, while also discussing how members will ensure participation from their conferences and campuses. The committee reinforced that mental health is of the utmost importance with current developments in college athletics due to the impact of COVID-19.
- c. In a supplement sent prior to the meeting, committee members were introduced to the website for the social media campaign. The webpage for the campaign outlining the details for the campaign is found here: <http://www.ncaa.org/sport-science-institute/topics/mental-health-social-media-campaign>.

5. Division III Association-wide Initiatives – Name, Image and Likeness Feedback. The committee held substantial discussions surrounding the topic of Name, Image and Likeness, providing feedback on the three recommendations outlined by the Interpretations and Legislative Committee. To begin, the committee was provided an overview of the current status of NIL legislation to serve as an introduction for new members and a reminder for returning members. The committee then reviewed its feedback from the 2020 NCAA Convention, before diving into the ILC's three recommendations. The committee submitted votes (support or oppose) for each recommendation.

- a. Recommendation No. 1 - Use student-athlete status in the promotion of various academic and other endeavors involving their work product (research, book publishing, class projects, tutoring, personal business, creative endeavors, media activities, private lessons).

The committee nearly unanimously supported this ILC recommendation. Members of the committee agreed that student-athletes should be able to use their status as student-athletes in this realm given that other students at the institution can similarly use their identity for these activities. The one area that the committee sought clarity was how social media usage fits into work product. This is one of the main areas where student-athletes seek to gain from the use of their NIL, so it needs to be further articulated to avoid a complicated gray area. In the vote conducted by the committee, 17 members supported this recommendation, with only one member opposing.

- b. Recommendation No. 2 – Use of student-athlete status while participating in promotions and other endorsements (ex. Brand ambassador, commercials, appearances/ autographs, modeling) provided payment is commensurate with the going rate, the institution is not involved in securing the promotion and these opportunities are not part of the recruiting process.

Similar to recommendation one, this proposal received near unanimous support from the committee. The general sentiment is that SAAC represents the voice of the student-athlete population and should be advocating for the ability to expand opportunities for this group. This legislation would align with this mission and would also support the best possible athletic experience for student-athletes. The one main concern from the committee on this recommendation would be the ambiguity surrounding the “going rate” of compensation. This, according to the committee, presents a gray area that could potentially lead to exploitation and lack of enforcement. In the vote conducted by the committee, 16 members supported the recommendation, while two opposed.

- c. Recommendation No. 3 – To NOT consider any changes to permit the use of student-athlete status in crowdfunding. The concern is that crowdfunding does not represent “work product” and that sources of contributions to these fundraising efforts are difficult to monitor and could reflect “pay for participation.”

The committee remained divided on recommendation three, with a near 50-50 split of votes to support or oppose. Members who opposed this recommendation cited that with uncertain financial futures, many students could seek to benefit from the ability to crowdfund with their student-athlete status. Additionally, those who opposed believe that student-athletes should be able to use their status in the same manner as other students at the institution, which would allow crowdfunding using their NIL. Members who support this proposal maintain that the area of crowdfunding remains the ripest for potential abuse. Without involved guidelines or enforcement mechanisms, crowdfunding drifts too close to the “pay for play” model and against the philosophy of Division III athletics. In the committee vote, 10 members supported recommendation three, while eight opposed it.

6. **NCAA Sport Science Institute Updates.** Jessica Wagner, associate director of the NCAA Sports Science Institute, joined the committee meeting to provide updates regarding the development of COVID-19 and its impact on college athletics. Ms. Wagner detailed the role of the COVID-19 Action Team and the COVID-19 Advisory Panel, and their role in the ongoing decision-making process. Additionally, Ms. Wagner highlighted the mental health resources made available through the NCAA and previewed a memo sent to the membership about the development of additional resources. Finally, Ms. Wagner reiterated that the NCAA SSI is continuing to work with SAAC chairs to assess student-athletes needs and see how the organization can help fulfill the needs of the membership.

7. **Executive Updates from NCAA President Mark Emmert.** NCAA President Mark Emmert joined the committee meeting to provide updates on key issues facing the Association. Topics covered included the continued impact of COVID-19 on college athletics, the unique financial ramifications on Division III institutions of the pandemic, the emerging professional basketball alternatives to the NCAA, and the role SAAC can play in the time of crisis.
8. **Updates from NCAA Research.** Lydia Bell, associate director of NCAA research, joined the committee meeting to preview the early results from the COVID-19 membership survey. Emerging trends from the survey, discussed in the meeting, surrounded student-athlete mental health, barriers to training, sentiments of anger, loneliness, anxiety, and more. Ms. Bell highlighted the necessity of mental health resources and discussions as a result of the survey, as this a clear area impacted by the cancellation of spring season.
9. **Governance Update.** Dan Dutcher, vice president for Division III, and Louise McCleary, managing director of Division III, joined the committee meeting to provide an update surrounding the state of Division III and cover emerging topics facing the membership. Areas of focus included COVID-19 and its impact on Division III athletics, the current crisis and its larger effect on higher education, the developmental timeline of Name, Image and Likeness legislation and sexual violence prevention. Committee members were asked to provide feedback surrounding COVID-19's impact and areas where the NCAA should seek to get involved.

In the open forum portion of the governance update, questions posed by SAAC members centered around the topics of potential institution mergers (due to financial impact of COVID-19), e-sports, the execution of snack legislation, and future of committee meetings.

10. **Division III and Association-wide initiatives - Gameday the DIII Way.** The committee discussed the creation of a Gameday the DIII Way PSA-style video for use going forward on this initiative. Committee members will assist with the scripting, conceptualizing and production of the video to highlight the service standards associated with the Gameday initiative.
11. **Special Olympics Update and Engagement.** The committee was provided a refresher on the ongoing partnership between NCAA Division III and Special Olympics. With the July SAAC in-person meeting moved to a virtual platform, the committee was asked to brainstorm creative ways to maintain the partnership through an activity that can be conducted online. Committee members will report back to the committee liaisons with their proposals for summer engagement with Special Olympics. Potential ideas include a dance party and a workout class.
 - Conference challenge. Committee members agreed to pursue a conference challenge in the upcoming academic year. The details will be solidified by the Special Olympics working group and presented at the virtual July meeting.
12. **Division III SAAC Working Group Report Outs.**
 - a. Inclusion Working Group. The Inclusion Working Group reported on its current development of a LGBTQ initiative for member institutions in the fall. The working group is seeking to promote a Day of Silence to the membership, where institutions over the

course of a fall weekend will incorporate a moment of silence to recognize those who have been the subject of LGBTQ bullying or abuse. After COVID-19 hopefully passes, the working group will build out a communications strategy for how this initiative will be promoted and executed. Additionally, the working group reported on the Sexual Assault and Domestic Violence Prevention resource, which was edited at the NCAA Convention and will be solidified for distribution shortly.

- b. Special Olympics Working Group. The Special Olympics Working Group has been producing social media profiles on Twitter highlighting the efforts of individual campuses that executed phenomenal Special Olympics activities this year. Additionally, the working group will lead the charge in brainstorming potential virtual engagement strategies for the July Special Olympics event. Finally, members of the working group are working to develop a strategy for the conference challenge initiative.
- c. Sustainability Working Group. The Sustainability Working Group reflected on the reception of the 2020 NCAA Convention gift of a reusable straw and cup. Feedback was that the gift was very well received and impactful. Currently, the working group is developing a sustainability one-page document that will provide a visual representation of the impact of implementing sustainable practices on campus. With the development of COVID-19, this document has been delayed until the fall. Finally, the working group led the charge on social media efforts for Earth Day.
- d. Social Media Working Group. The Social Media Working Group reiterated details regarding the May 4-7 mental health social media campaign. Committee members discussed content ideas for SAAC with the COVID-19 pandemic, including mental health resources, empathetic support and more. The committee remarked that the engagement on the SAAC Twitter has been great since the Convention and reminded members about the power of the SAAC voice.

13. Division III Committee Reports. Committee members provided updates and items that directly impact student-athletes from their recent attendance at Division III and Association-wide committee meetings and Division III working groups.

14. Reminder of Future Meeting Dates.

- a. July 18-19, 2020; Virtual meeting. [Primary and associate members]
- b. September/October 2020; committee teleconference. [Primary and associate members]
- c. November 15-16, 2020; Virtual meeting. [Primary members only]
- d. January 12-16, 2021; NCAA Convention, Washington, D.C. [Primary and associate members]

15. Other Business.

- International University Sports Federation - Student-Athlete Survey. Committee members were reminded to take the survey sent on behalf of the International University Sport to collect information about student-athlete awareness of international athletic opportunities.

16. Adjournment. The chair adjourned the meeting at 5 p.m.

Committee Chair: Braly Keller, Nebraska Wesleyan University; American Rivers Conference.

Staff Liaisons: Ali Spungen, Division III Governance

Brynna Barnhart, Enforcement

Corey Berg, Academic and Membership Affairs

Patrick Malin, Leadership Development

NCAA Division III Student-Athlete Advisory Committee April 18-19, 2020, Meeting
Attendees – Primary Members:
Madeira Alexander, Salisbury University, Capital Athletic Conference.
Devonte Amos, University of Wisconsin – La Crosse, Wisconsin Intercollegiate Athletic Conference.
Paxton Blanchard, Keene State College, Little East Conference.
Janne Brown, Aurora University, Northern Athletics Collegiate Conference.
Gerard Bryant, John Jay College of Criminal Justice; ex officio Management Council representative.
Mika Costello, Willamette University; Northwest Conference.
Hannah Durst, Baldwin-Wallace University; Ohio Athletic Conference.
Lottie Ellis, Crown College (Minnesota); Upper Midwest Athletic Conference.
Annabelle Feist, Williams College; New England Small College Athletic Conference.
Bridgett Finn, Lebanon Valley College, Middle Atlantic Conferences.
Anthony Francois, John Jay College of Criminal Justice; City University of New York Athletic Conference.
Cameron Gardner-Nicholson, Penn State University, Altoona, Allegheny Mountain Collegiate Conference.
Arcel Kabongo-Ngoy, Western New England University; Commonwealth Coast Conference.
Braly Keller, Nebraska Wesleyan University; American Rivers Conference.
Connor Lambert, St. Lawrence University, Liberty League.
Catherine Lanigan, Juniata College; Landmark Conference.
Michael Litz, Penn State University, Abington; North Eastern Athletic Conference.
Christine Mayorga, Montclair State University; New Jersey Athletic Conference.
Michael McMahon, Becker College; New England Collegiate Conference.
Jack Mulvihill, St. John Fisher College, Empire 8.
Abigail Newkirk, Bluffton University; Heartland Collegiate Athletic Conference.
Mercy Ogutu, Trinity Washington University, Independents.

Colby Pepper, Covenant College; USA South Athletic Conference.
Isaiah Swann, University of Texas at Dallas; American Southwest Conference.
Denise Udelhofen, Loras College; American Rivers Conference, ex-officio Management Council representative.
NCAA Staff Support in Attendance:
Brynna Barnhart, Enforcement.
Corey Berg, Academic and Membership Affairs.
Patrick Malin, Leadership Development.
Ali Spungen, Governance.
Kiana Verdugo, Governance.
Other NCAA Staff Members in Attendance:
Lydia Bell, Research.
Dan Dutcher, Governance.
NCAA President Mark Emmert.
Louise McCleary, Governance.
Jeff Myers, Academic and Membership Affairs.
Adam Skaggs, Governance.
Jessica Wagner, Sports Science Institute.

**REPORT OF THE
NCAA DIVISION III COMMITTEE ON STUDENT-ATHLETE REINSTATEMENT
MAY 14, 2020, TELECONFERENCE**

ACTION ITEMS.

- **None.**

INFORMATIONAL ITEMS.

- 1. Review Philosophy Statements.** The Committee on Student-Athlete Reinstatement reviewed the Division III philosophy statement and the student-athlete reinstatement philosophy statement.
- 2. Review November 2019 Report.** The committee reviewed and approved the report from its November 2019 in-person meeting.
- 3. Governance Update.** The committee received a governance update from the managing director for Division III on the impact of COVID-19 on the division and related membership resources; the use of student-athlete name, image and likeness; and concussion-related litigation.
- 4. Previously Approved Waivers and Reinstatement Requests.** The committee received an update on the previously approved waivers and reinstatement request checklist and added a previously approved waiver request that institutions may approve only if they circumstance of the case appear on the list and satisfy all established criteria. The committee affirmed that if the circumstances of a particular case do not appear on the previously approved request list or if the circumstances do not satisfy all established criteria, the institution must submit a waiver or student-athlete reinstatement request to the NCAA staff through RSRO.
- 5. Consideration of COVID-19 Related Student-Athlete Reinstatement Issues.** The committee reviewed the impact of COVID-19 on issues related to student-athlete reinstatement.
 - a. The committee noted staff should continue to request contemporaneous medical documentation, as required by the legislation, when processing requests involving an injury or illness. The committee noted in circumstances where an institution asserts required documentation is unavailable or cannot be obtained due to the impact of COVID-19, staff may provide flexibility where appropriate. The committee will review and revisit the challenges associated with obtaining contemporaneous medical documentation due to COVID-19 during its December 2020 meeting.

11. Future Meetings. The committee established the following future meeting dates and locations:

- a. December 1-2, 2020, Indianapolis.
- b. Spring 2021, TBD.

Committee Chair: Angela Marin, University of Texas at Dallas.

Staff Liaisons: Stephanie Grace, Academic and Membership Affairs.

Zach Romash, Academic and Membership Affairs.

NCAA Division III Committee on Student-Athlete Reinstatement May 14, 2020 Meeting	
Attendees:	
Hannah Durst, Baldwin-Wallace University	
Matt Hill, University of Northwestern – St. Paul	
Barbara MacLeod, Ohio Wesleyan University.	
Angela Marin, University of Texas at Dallas.	
Russell Rogers, Stevens Institute of Technology.	
Brian Williams, State University of New York at New Paltz.	
Guests in Attendance:	
None.	
NCAA Support Staff in Attendance:	
Cynthia Alanis, Etta Billon, Stephanie Grace, Maison Haines, Sarah Otey, Liz Perry, Ta'Shia Phillips, Adam Replogle, Jess Rigler, Brad Rochman, Zach Romash, Julie Sargent and Danielle Teetzel.	
Other NCAA Staff Members in Attendance for a portion of the meeting:	
Louise McCleary and Jeff Myers	



**REPORT OF THE
NCAA DIVISION III COMMITTEE ON STUDENT-ATHLETE REINSTATEMENT
July 1, 2020, TELECONFERENCE**

ACTION ITEMS.

1. Legislative Items.

a. General Eligibility Requirements – Season of Participation Waiver – Participation While Eligible – Administrative Criteria -- 14.2.7. and 14.2.7.1

- (1) Recommendation. Waive the existing criteria for season-of-participation waivers -- participation while eligible, and approve a blanket waiver permitting student-athletes whose teams complete 50% or less of the sport's maximum contests/dates of competition during the 2020-21 season due to ongoing impact from COVID-19 to receive a season-of-participation waiver -- participation while eligible. Student-athletes whose teams complete more than 50% of the sport's maximum contests/dates of competition during the 2020-21 season would not be eligible for the blanket waiver regardless of whether the student-athlete competed in 50% or less of the season. The current hardship waiver legislation would remain unchanged.
- (2) Effective Date. Immediate. The NCAA Division III Committee on Student-Athlete Reinstatement noted the recommendation would apply for all sports during the 2020-21 academic year.
- (3) Rationale. The committee seeks to provide institutions and student-athletes appropriate flexibility given the current uncertainty surrounding the 2020-21 academic year due to the ongoing COVID-19 public health crisis. The committee noted institutions may be forced to provide a reduced athletics experience due to health and safety concerns and amending the criteria for a season-of-participation waiver -- participation while eligible to allow participation in up to 50% of the sport's maximum contests/dates of competition would ensure student-athletes have four meaningful participation opportunities within their 10-semester/15-quarter period of eligibility. Finally, the committee noted that issuing a proactive blanket waiver allows student-athletes to make informed enrollment decisions prior to the 2020-21 academic year.
- (4) Budget Impact. None.
- (5) Student-Athlete Impact. Student-athletes will not be charged with the use of the 2020-21 season of participation if the institution's team is unable to complete 50% or less of the sport's contest/dates of competition maximum,

thereby, providing them the option to extend their participation opportunities.

b. General Eligibility Requirements – Ten-Semester/15-Quarter Rule – Ten-Semester/15-Quarter Rule Waiver -- 14.2.2. and 14.2.2.4

- (1) Recommendation. Approve a blanket waiver permitting student-athletes to receive a two-semester/three-quarter extension of eligibility if the following conditions are met:
 - The student-athlete was unable to participate in their sport during the 2020-21 academic year due to COVID-19, or the student-athlete's teams completed 50% or less of the sport's maximum contests/dates of competition during the 2020-21 season due to the ongoing impact from COVID-19.
 - The student-athlete was otherwise eligible for competition during the 2020-21 academic year.
- (2) Effective Date. Immediate. The committee noted the recommendation would apply for all sports during the 2020-21 academic year.
- (3) Rationale. The committee's guideline related to extension of eligibility waivers permits staff to approve a two-semester/three-quarter extension when extraordinary circumstances exist. The committee noted the circumstances surrounding the ongoing COVID-19 public health crisis are extraordinary and, therefore, satisfy the committee's guideline. Further, by approving a two-semester/three-quarter extension, institutions would no longer need to file an additional extension of eligibility waiver if a student-athlete seeks to maintain full-time enrollment.
- (4) Budget Impact. None.
- (5) Student-Athlete Impact. Student-athletes will receive a two-semester/three-quarter extension providing them the option to extend their participation opportunities.

2. Nonlegislative Items.

- None.

INFORMATIONAL ITEMS.

1. **Review May 2020 Report.** The committee reviewed and approved the report from its May 2020 in-person meeting.

2. **Consideration of Student-Athlete Reinstatement Waivers for Student-Athletes Participating During the 2020-21 Academic Year.** The committee discussed season-of-participation waivers -- participation while eligible and extension of eligibility waivers for student-athletes participating during the 2020-21 academic year. The committee noted it should utilize a flexible approach to NCAA regulations.

3. **Future Meetings.** The committee established the following future meeting dates and locations:
 - a. December 1-2, 2020, Indianapolis.
 - b. May 17, 2021, virtual meeting.

Committee Chair: Angela Marin, University of Texas at Dallas.
Staff Liaisons: Ta’Shia Phillips, Academic and Membership Affairs
Zach Romash, Academic and Membership Affairs

NCAA Division III Committee on Student-Athlete Reinstatement July 1, 2020, Teleconference
Attendees:
Hannah Durst, Baldwin-Wallace University
Matt Hill, University of Northwestern – St. Paul
Barbara MacLeod, Ohio Wesleyan University
Angela Marin, University of Texas at Dallas
Russell Rogers, Stevens Institute of Technology
Brian Williams, State University of New York at New Paltz
NCAA Staff Members in Attendance:
Zach Romash and Ta’Shia Phillips
Other NCAA Staff Members in Attendance:
Louise McCleary and Jeff Myers



**REPORT OF THE
NCAA COMMITTEE ON COMPETITIVE SAFEGUARDS AND MEDICAL
ASPECTS OF SPORTS
MARCH 6, 2020, TELECONFERENCE**

KEY ITEMS.

- **Concussion safety protocol checklist.** The committee approved changes to the NCAA Concussion Safety Protocol checklist as recommended by the Concussion Safety Advisory Group.

ACTION ITEMS.

- **None.**

INFORMATIONAL ITEMS.

1. **Concussion safety protocol checklist.** The committee unanimously accepted recommendations from the Concussion Safety Advisory Group for changes to the NCAA Concussion Safety Protocol Checklist. The Checklist informs concussion safety protocols in NCAA Division I and concussion management plans in NCAA Divisions II and III. The CSAG, with the committee’s oversight, advises the Association on emerging developments in concussion science and policy, and recommends modifications to the Checklist as needed. Based on emerging scientific information about concussion presented during CSAG’s annual meeting held in February 2020, the CSAG did not make any recommendations for substantive changes to the Checklist. However, the CSAG did make several recommendations for non-substantive editorial changes including expanded protocol requirements specific to pre-season education, and recognition and diagnosis of concussion. These changes take effect immediately and staff will incorporate changes into the Checklist for use by the membership.
2. **COVID-19 update.** Dr. Brian Hainline provided an update to the committee on the NCAA's response to COVID-19, including both an internal and external response.

Committee Chair: Jessica Mohler, U.S. Naval Academy, Patriot League
Staff Liaisons: John Parsons, NCAA Sport Science Institute
Anne Rohlman, NCAA Academic and Membership Affairs
Jessica Wagner, NCAA Sport Science Institute

Committee on Competitive Safeguards and Medical Aspects of Sports March 6, 2020, Teleconference
Attendees:
Shawn Arent, University of South Carolina, Columbia; Southeastern Conference.

Bob Colgate, National Federation High School Associations.
N. Jeremi Duru, American University; Patriot League.
Dave Eavenson, Methodist University; USA South Athletic Conference.
Josh Ellow, Swarthmore College; Centennial Conference.
Luis Feigenbaum, University of Miami (Florida); Atlantic Coast Conference.
Jessica Mohler (chair), U.S. Naval Academy; Patriot League Conference.
Mary Northcutt, Carson-Newman University; South Atlantic Conference.
Nicole Pieart, Aurora University; Northern Athletics Collegiate Conference.
Julie Rochester, Northern Michigan University; Great Lakes Intercollegiate Athletic Conference.
Mark Stovak, University of Nevada, Reno; Mountain West Conference.
Todd Stull, Inside Performance Mindroom.
Buddy Teevens, Dartmouth College; The Ivy League.
Kim Terrell, University of Oregon; Pac-12 Conference.
Michelle Walsh, Vassar College; Liberty League.
Auburn Weisensale, University of Pittsburgh; Atlantic Coast Conference.
Kurt Zorn, Indiana University; Big Ten Conference.
Absentees:
Stephanie Chu, University of Colorado, Boulder; Pac-12 Conference.
Jeff Dugas, Troy University; Sun Belt Conference.
R.T. Floyd, University of West Alabama; Gulf Shore Conference.
Caroline Lee, Southeastern Louisiana University; Southland Conference.
Isaiah Swann, University of Texas at Dallas; American Southwest Conference.
Guests in Attendance:
None.
NCAA Staff Liaison (or Staff Support if subcommittee) in Attendance:
John Parsons and Jessica Wagner
Other NCAA Staff Members in Attendance:
Laura Arnett, Jackie Campbell, Amanda Dickey, LaGwyn Durden, Jessica Kerr, Paul Roetert, and Crystal Rogers



REPORT OF THE
NCAA COMMITTEE ON COMPETITIVE SAFEGUARDS
AND MEDICAL ASPECTS OF SPORTS
MARCH 17, 2020, TELECONFERENCE

KEY ITEMS.

1. **Concussion reporting mandate system and procedures.** The committee approved design and operational requirements for a concussion reporting system, as well as policy to guide the membership in making submission decisions.
2. **Visiting medical care-independent medical care.** The committee preliminarily approved a white paper about the provision of medical care for visiting athletes and referred the draft to divisional governance committees for review during their April meetings.

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

1. **Approval of December 9-10, 2019 meeting.** The committee approved the report of its December 2019 meeting.
2. **Arrington Class Settlement Agreement.**
 - a. **Concussion reporting mandate system and procedures.** As per legislation in all three divisions (Division I Constitution 4.3.4.21; Division II Constitution 3.3.4.18; Division III Constitution 3.2.4.18), the committee approved functional requirements for the development and implementation of a concussion reporting system, as well as policy to guide schools in making submission decisions. The concussion reporting system will be operational by mid-April. At that time, guidance and instructions will be made available to the membership to facilitate reporting ahead of the May 18 deadline imposed by the Arrington Class Settlement Agreement.
 - b. **Arrington Settlement Agreement certification process.** The committee received an update from the NCAA office of legal affairs staff on the state of planning in support of the system and instructions to guide the membership in certifying that they meet the obligations established in Section IX.A. of the Arrington Settlement Agreement. The certification system is being finalized by the third-party settlement administrator, and detailed instructions and additional guidance will be distributed to the membership by the end of the week.

3. **Visiting medical care-independent medical care.** The committee preliminarily approved the Visiting Team White Paper and referred the draft to divisional governance bodies for review during spring 2020 governance meetings. The committee will receive membership feedback during its June 2020 meeting and will consider finalizing the document at that time.
4. **Review plan for the NCAA Sports Medicine Handbook update.** The committee reviewed and approved a proposal to update the Sports Medicine Handbook. Updates are expected by late summer or early fall.
5. **Nominations to NCAA Drug Appeals Subcommittee.** The committee received an overview of the Drug Appeals Subcommittee operational policy and approved two nominees for appointment to the Drug Appeals Subcommittee.
6. **Update on NCAA Transgender Student-Athlete Participation Policy issues.** The committee was informed of progress on an update to the Transgender Student-Athlete Participation Policy. In addition, NCAA staff is tracking evolving state legislation concerning transgender athletes that may impact future policy considerations.
7. **Update on Division I legislative proposals.** The committee received an update on Division I legislative proposals that have health and safety implications for student-athletes.
8. **Update on Independent Medical Care issues.** The committee received an update on continued discussions about independent medical care legislation in the wake of the committee's statement made during its December 2019 statement.
9. **Future meeting schedule.** The committee reviewed the schedule of upcoming meetings. The committee's next meeting will occur on June 10-11, 2020, in Indianapolis.
10. **Other business.** The committee noted its support of the NCAA's internal and external COVID-19 task forces and recent decisions made to support the health and well-being of student-athletes.

Committee Chair: Jessica Mohler, U.S. Naval Academy
Staff Liaisons: John Parsons, NCAA Sport Science Institute
Anne Rohlman, NCAA Academic and Memberships Affairs
Jessica Wagner, NCAA Sport Science Institute

March 17, 2020, Teleconference
Attendees:
Shawn Arent, University of South Carolina, Columbia.
Stephanie Chu, University of Colorado.
Bob Colgate, National Federation of State High School Associations.
Jeff Dugas, Troy University.
N. Jeremi Duru, American University.
Dave Eavenson, Methodist University.
Josh Ellow, Swarthmore College.
Luis Feigenbaum, University of Miami (Florida).
R.T. Floyd, University of West Alabama.
Jessica Mohler, U.S. Naval Academy.
Mary Northcutt, Carson-Newman University.
Nicole Pierat, Aurora University.
Julie Rochester, Northern Michigan University.
Mark Stovak, University of Nevada, Reno.
Todd Stull, Inside Performance Mindroom.
Isaiah Swann, University of Texas at Dallas.
Buddy Teevens, Dartmouth College.
Kim Terrell, University of Oregon.
Michelle Walsh, Vassar College.
Auburn Weisensale, University of Pittsburgh.
Kurt Zorn, Indiana University.
Absentees:
Caroline Lee, Southeastern Louisiana University.
Guests in Attendance:
None.
NCAA Staff Liaisons in Attendance:
John Parsons, Anne Rohlman and Jessica Wagner
Other NCAA Staff Members in Attendance:
Laura Arnett, Jackie Campbell, Amanda Dickey, LaGwyn Durden, Brian Hainline, Jessica Kerr, Paul Roetert and Crystal Rogers



REPORT OF THE
NCAA COMMITTEE ON COMPETITIVE SAFEGUARDS AND MEDICAL
ASPECTS OF SPORTS
APRIL 27, 2020, TELECONFERENCE

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

1. **COVID-19 operational update.** The committee received an update on the development of resocialization principles for college athletics, which are expected to be released to the membership in the near future. Additionally, the committee was informed of NCAA operations and ongoing membership engagement to address ongoing issues created by COVID-19. The committee was also informed that the CSMAS Prevention and Performance Subcommittee is meeting regularly to provide feedback on COVID-19 related issues that may impact the health and safety of student-athletes.
2. **Drug testing medical exceptions policy.** The committee approved procedural changes to the medical exception process for narcotics. Specifically, narcotics will no longer require pre-approval. Instead, an institution will be required to complete and maintain documentation that supports the medical need for a student-athlete to be treated with narcotics. This documentation must be provided to the NCAA should the student-athlete test positive for the banned substance. In short, the medical exception process for narcotics will mirror the current process for stimulants used to treat ADHD. In making the change to the medical exception process for narcotics, the committee noted scheduling for surgeries does not allow for timely submission of pre-approval requests and existing confusion in the membership.
3. **COVID-19 playing rules considerations.** The committee discussed its previous recommendation that, in baseball and men's and women's lacrosse, chest protectors must be certified to the National Operating Committee on Standards for Athletic Equipment ND200 standard at the time of manufacturing and contain the Safety Equipment Institution certification mark to be legal for play. The committee reaffirmed the 2021 effective date and noted that the impact of the COVID-19 pandemic should not interfere with the implementation of playing rules aimed at reducing health and safety risks.
4. **Update on interpretive application of spring 2020 drug-testing penalties.** The committee received an update on the application of drug-testing withholding penalties that were impacted by the cancellation of the spring 2020 competitive season. The interpretive approach, which was previously approved by the committee's chair and vice chair, provides some flexibility to mitigate the impact of COVID-19 while ensuring the penalties

are still meaningfully applied. The committee encouraged institutions to work directly with NCAA staff to ensure accurate and fair application of the penalties.

5. **2020 vice-chair nomination and election process.** The committee received an update on the vice-chair nomination and election process scheduled to occur by the June 2020 meeting.

Committee Chair: Jessica Mohler, U.S. Naval Academy
Staff Liaisons: John Parsons, NCAA Sport Science Institute
 Anne Rohlman, NCAA AMA
 Jessica Wagner, NCAA Sport Science Institute

Committee on Competitive Safeguards and Medical Aspects of Sports April 27, 2020, Teleconference
Attendees:
Pamela Bruzina, University of Missouri, Columbia
Stephanie Chu, University of Colorado, Boulder
Bob Colgate, National Federation High School Associations.
Jeff Dugas, Troy University
N. Jeremi Duru, American University
Dave Eavenson, Methodist University
Luis Feigenbaum, University of Miami (Florida)
R.T. Floyd, University of West Alabama
Jessica Mohler, U.S. Naval Academy
Mary Northcutt, Carson-Newman University
Nicole Pieart, Aurora University
Julie Rochester, Northern Michigan University
Mark Stovak, University of Nevada, Reno
Todd Stull, Inside Performance Mindroom.
Isaiah Swann, University of Texas at Dallas
Buddy Teeven, Dartmouth College
Kim Terrell, University of Oregon
Michelle Walsh, Vassar College
Auburn Weisensale, University of Pittsburgh
Kurt Zorn, Indiana University
Absentees:
Josh Ellow, Swarthmore College
Caroline Lee, Southeastern Louisiana University
Guests in Attendance:
None.

NCAA Staff Liaison (or Staff Support if subcommittee) in Attendance:
John Parsons, Anne Rohlman and Jessica Wagner
Other NCAA Staff Members in Attendance:
Laura Arnett, Amanda Dickey, LaGwyn Durden, Brian Hainline, Jessica Kerr, Paul Roetert, Crystal Rogers and Jared Tidemann



REPORT OF THE
NCAA COMMITTEE ON WOMEN'S ATHLETICS
APRIL 15, 2020, VIDEOCONFERENCE MEETING

ACTION ITEMS.

1. Legislative items.

a. Division Membership, Personnel, Amateurism, Financial Aid and Playing and Practice Seasons – Emerging Sports for Women - STUNT.

- (1) Recommendation. To add STUNT as an emerging sport for women and establish legislation related to athletics personnel, amateurism, recruiting, financial aid, playing and practice seasons and membership, as specified.
- (2) Effective date. To be specified by each division based on the philosophical, strategic, operational and financial priorities of each division with consideration to the COVID-19 pandemic.
- (3) Rationale. The NCAA Committee on Women's Athletics noted the continued growth in high school STUNT sponsorship and participation, steady increase in the number of member institutions sponsoring STUNT, and support from the sport's national governing body as compelling rationale to include STUNT as an emerging sport for women. The committee further noted the relatively low cost of sponsoring the sport and the opportunity for the sport to enrich sponsoring institutions' enrollment management strategies. STUNT provides participation opportunities for female student-athletes of all body types and diverse sport backgrounds (e.g., power lifting, gymnastics), as well as opportunities for female sport administrators, coaches and officials. STUNT leadership demonstrated that current STUNT programs are fully integrated into athletics departments as stand-alone programs, the experience of a STUNT student-athlete is comparable to the experience of student-athletes who compete in NCAA sports, and the sport's organizational structure and sport rules are consistent with NCAA values and legislation.
- (4) Estimated budget impact. Dependent on institutional decisions related to sponsorship
- (5) Student-athlete impact. Dependent on institutional decisions related to sponsorship.

b. Division Membership Personnel, Amateurism, Financial Aid and Playing and Practice Seasons – Emerging Sports for Women – Acrobatics and Tumbling and Women's Wrestling.

- (1) Recommendation. The Committee on Women's Athletics continues to support Division I Proposal Nos. 2019-131 and 2019-132 and recommends the NCAA Division I Council consider the proposals prior to the August 1, 2020 effective date.

Recognizing that consideration prior to the August 1, 2020 effective date may not be appropriate due to the ongoing impact of the COVID-19 pandemic, the committee would then recommend that the Council consider the proposals during the 2020-21 Division I legislative cycle. If the Division I Council is unable to consider both proposals during the 2020-21 legislative cycle, the committee further recommends the Division I Council reintroduce both proposals into the 2021-22 Division I legislative cycle.

(2) Effective date. August 1, 2020.

(3) Rationale. Considering emerging sport proposals during the current legislative cycle ensures consistency across the Association's divisions and promotes the long-term success of the Emerging Sports for Women program. Specifically, it assures member institutions that do sponsor such programs that opportunities for women are a priority of the Association. Adopting the proposals related to emerging sports for women prior to the 2020-21 academic year supports the member institutions currently sponsoring acrobatics and tumbling and women's wrestling without imposing additional requirements on institutions that do not sponsor either sport. Specifically, recognizing acrobatics and tumbling and women's wrestling as emerging sports for women in Division I permits the nearly 30 member institutions currently sponsoring either sport to use these sports to satisfy Division I membership requirements and supports institutional efforts to use emerging sports as part of enrollment management strategies during a time of declining enrollment.

(4) Estimated budget impact. Dependent on institutional decisions related to sponsorship.

(5) Student-athlete impact. Dependent on institutional decisions related to sponsorship.

2. Nonlegislative items.

- None.

INFORMATIONAL ITEMS.

1. **Welcome and announcements.** The chair welcomed committee members to the videoconference.

2. **Review and approve NCAA Committee on Women's Athletics February 11, 2020 teleconference report.** The committee reviewed and approved its February 11, 2020, teleconference report.

3. **NCAA Emerging Sports for Women application discussion – STUNT.** The committee reviewed the STUNT application and met with STUNT representatives as part of its

deliberation to recommend adding STUNT as an emerging sport for women. Staff also updated the committee on how the COVID-19 pandemic may impact consideration of legislative proposals.

4. **NCAA Woman of the Year.** The committee received an update on the nomination process, criteria and eligibility requirements for the 2020 NCAA Woman of the Year award. Nominees will have an opportunity to address in their nomination how the COVID-19 pandemic has impacted their student-athlete experience. The Woman of the Year selection committee and CWA will consider the achievements and honors for academics, service and leadership, and athletics from throughout each nominee's time as a student-athlete. The 2020 NCAA Woman of the Year will be announced on November 1, 2020.
5. **Recognition of committee member service.** The committee thanked Marc Johnson and Grace McGuire for their service on the committee, noting this was their last meeting.
6. **Future meeting schedule.**
 - September 14-15, 2020 videoconference.

Committee Chair: Denise Udelhofen, Loras College

Staff Liaisons: Jan Gentry, championships and alliances
Jean Merrill, office of inclusion
Karen Metzger, academic and membership affairs
Shay Wallach, office of inclusion

NCAA Committee on Women's Athletics April 15, 2020, Videoconference	
Attendees:	
Renee Bostic, Notre Dame of Maryland University.	
Jason Doviak, Alfred State, the State University of New York College of Technology.	
Marc A. Johnson, University of Nevada, Reno.	
Valencia Jordan, Tennessee State University.	
John Kietzmann, Metropolitan State University of Denver.	
David B. Kuhlmeier, Valdosta State University.	
Monica Lebron, Tulane University.	
Grace McGuire, Utah State University.	
Suzette McQueen, Central Intercollegiate Athletic Association.	
Miriam Merrill, Hamilton College.	
Kellianne Milliner, West Chester University of Pennsylvania.	
Robert S. Nelson, California State University, Sacramento.	

Abigail Newkirk, Bluffton University.
Donna Price Henry, The University of Virginia's College at Wise.
Renie Shields, Saint Joseph's University.
Emma Svagdis, Azusa Pacific University.
Denise Udelhofen, Loras College.
Absentees:
Marjorie Hass, Rhodes College.
Guests in Attendance:
Dawn Condeza, Hiram College.
Sarah Dehring, Alma College.
Kayla Duffey, Southwest Baptist University.
Alyssa Goodpaster, Southwest Baptist University.
Amy Haney, USA Cheer.
Lauri Harris, USA Cheer.
Terri Lakowski, Active Policy Solutions.
Marcus Manning, Centenary College (Louisiana).
Mackinley Prentice, Alma College.
Mo Roberson, Concordia University, Irvine.
Jessica Stiles, Oklahoma Baptist University.
NCAA Staff Liaisons in Attendance:
Jan Gentry, Jean Merrill, Karen Metzger and Shay Wallach.
Other NCAA Staff Members in Attendance:
Gail Dent, Sarah Heberd, Craig Malveaux and Amy Wilson.



REPORT OF THE
NCAA MINORITY OPPORTUNITIES AND INTERESTS COMMITTEE
APRIL 15, 2020, VIDEOCONFERENCE

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

1. **Welcome and announcements.** Committee chair José Rodriguez welcomed the committee members and staff to the videoconference, including new member Dwight Watson.
2. **Review and approve NCAA Minority Opportunities and Interests Committee February 26, 2020, teleconference report.** The committee reviewed and approved its February 26, 2020, teleconference report.
3. **Discuss Athletics Diversity and Inclusion Designation resource.** The committee identified next steps to advance and operationalize the designation throughout the Association. Specifically, it will establish a working group comprised of MOIC members to develop online educational resources similar to those resulting from the Optimization of the Senior Woman Administrator project to assist the membership.
4. **2020 NCAA Diversity and Inclusion Social Media Campaign.** The committee reviewed the 2020 NCAA Diversity and Inclusion Social Media Campaign proposal developed by the office of inclusion in partnership with students from Rowan University, selected the campaign themes and established a timeline for member institutions to participate. The campaign will be held October 27-29 and will feature the following themes:
 - October 27: “My Story Matters.”
 - October 28: “I’ve Got Your Back.”
 - October 29: “ Together We Rise.”

The office of inclusion will develop resources to assist membership institutions in the continuation of open dialogue surrounding equity, diversity and inclusion via the social media campaign. The resources will be made available on ncaa.org.

5. **NCAA Champion of Diversity and Inclusion honoree discussion.** Staff provided an overview of the Champion of Diversity and Inclusion award, including information about its purpose and the nomination process, and highlighted changes to the selection process and honoree announcement timeline.
6. **NCAA Ethnic Minority Scholarship update.** The committee received an overview of the NCAA Ethnic Minority Scholarship, a program developed to increase opportunities for minority and female candidates entering their initial year of postgraduate studies.

Staff identified ways to grow the pool of applicants, particularly amongst Division II and Division III students and males. Specifically, staff will develop an external communications plan in collaboration with the selection committee to increase exposure of the program and raise awareness of the scholarships available.

7. **Selection of officers.** The committee elected Dena Freeman-Patton as the new committee chair and Marquetta Dickens as vice chair.
8. **Discussion of current issues and impact on intercollegiate athletics.** The committee discussed current national, campus and conference matters related to the mission and duties of the MOIC. Specifically, the committee discussed the impact of COVID-19 on the safety and well-being of student-athletes, administrators and coaches as well as the financial impact on member institutions. Staff informed the committee that the NCAA Student-Athlete Advisory Committees will disseminate a survey to student-athletes with a variety of questions about mental and physical health. The survey also will gauge student-athlete needs and ways administrators can support them.
9. **Future meeting dates.** The committee reviewed its future meeting schedule.
 - September 14-15, 2020, videoconference.
10. **Other business.** NCAA staff recognized MOIC members completing their term of service August 31, 2020, and thanked them for their commitment and service.
11. **Adjournment.** The meeting adjourned with the NCAA Committee on Women's Athletics and MOIC joint meeting on April 16, 2020.

Committee Chair: José Rodriguez, Cabrini University

*Staff Liaisons: Sahar Abdur-Rashid, Championships in Alliances
Michael Bazemore, Academic and Membership Affairs
Niya Blair Hackworth, Office of Inclusion*

NCAA Minority Opportunities and Interests Committee April 15, 2020, Videoconference	
Attendees:	
Cheryl Aaron, Wentworth Institute of Technology.	
Alisse Ali-Joseph, Northern Arizona University.	
Mark Brown, Pace University.	
Roy Brown, III, University of Illinois at Springfield.	
Marquette Dickens, College of Saint Elizabeth	
Anthony Francois, John Jay College of Criminal Justice.	
Dena Freeman-Patton, University of New Orleans.	
Tony Gaskew, University of Pittsburgh, Bradford.	
Kenneth Gormley, Duquesne University.	
Khadejah Jackson, University of Oregon.	
Ahleasha McNeal, Lincoln Memorial University.	
Carrie Michaels, Shippensburg University.	
Chaunte O'Neil, University of Miami.	
José Rodriguez, Cabrini University.	
Dwight Watson, University of Wisconsin Whitewater.	
Alisa White, Austin Peay State University.	
Absentees:	
Soraya Coley, California State Polytechnic University, Pomona.	
Micaiah Page, Morehouse College.	
Guests in Attendance:	
None.	
NCAA Staff Liaisons in Attendance:	
Sahar Abdur-Rashid, Michael Bazemore and Niya Blair Hackworth.	
Other NCAA Staff Members in Attendance:	
Leland Brown III, Kina Davis, Gail Dent, Craig Malveaux and Amy Wilson.	



REPORT OF THE
NCAA COMMITTEE ON WOMEN'S ATHLETICS AND MINORITY
OPPORTUNITIES AND INTERESTS COMMITTEE
APRIL 16, 2020, JOINT VIDEOCONFERENCE

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

1. **Welcome and announcements.** The chair of the NCAA Committee on Women's Athletics and the chair of the NCAA Minority Opportunities and Interests Committee welcomed both committees and asked staff to introduce themselves.
2. **Review and approve the February 11, 2020, joint teleconference report.** The committees reviewed and approved the joint teleconference report.
3. **2020 NCAA Diversity and Inclusion Social Media Campaign.** The committees received an update on the 2020 NCAA Diversity and Inclusion Social Media Campaign. Specifically, the campaign will be held October 27-29 and will feature the following themes:
 - October 27: "My Story Matters."
 - October 28: "I've Got Your Back."
 - October 29: "Together We Rise."

The office of inclusion will develop resources to assist membership institutions in the continuation of open dialogue surrounding equity, diversity and inclusion via the social media campaign. The resources will be made available on ncaa.org.

4. **NCAA Transgender Student-Athlete Participation Policy.** The committees reviewed the policy adopted by the NCAA Board of Governors in 2011. The purpose of the review is to determine what, if any, changes to the policy are needed to ensure the policy continues to: 1) provide fair, inclusive and dignified participation opportunities for all student-athletes; 2) ensure competitive equity for all student-athletes; and 3) be supported by evidence-and-consensus-based research. The committees engaged in a discussion regarding potential updates to the policy and implications to student-athletes and member institutions and conferences. Committee members discussed social, legal and scientific developments since adopting the current policy and noted the need for the policy to maintain a balance between inclusion and equity. The committees will conduct a joint videoconference this summer to continue their review.
5. **Optimization of the Senior Woman Administrator initiative.** Staff provided background on the senior woman administrator initiative and informed the committees of recently published resources available on ncaa.org. The committees received updates on the

SWA working group’s recent efforts to address the low representation and engagement of women of color SWAs and to examine the experiences of SWAs serving at conference offices. Staff noted that a survey about the SWA designation at conference offices is postponed due to the COVID-19 pandemic.

6. Membership engagement on inclusion issues. The committees discussed national office engagement with the membership on equity, diversity and inclusion issues during the COVID-19 pandemic. Committee members noted that during the pandemic, it would be difficult to engage extensively on programming provided by the office of inclusion. While the committees acknowledged the challenges, they supported the continued focus on mental health and suggested incorporating considerations of equity, diversity and inclusion in broader COVID-19 communications and resources. Lastly, staff suggested it may be beneficial to make targeted outreach efforts to individuals who were registered to attend the 2020 NCAA Inclusion Forum.

7. Future meeting schedule.

- September 14-15, 2020.

Committee Chairs: José Rodriguez, Cabrini University
 Denise Udelhofen, Loras College

Staff Liaisons (CWA): Jan Gentry, Championships and Alliances
 Jean Merrill, Office of Inclusion
 Karen Metzger, Academic and Membership Affairs
 Shay Wallach, Office of Inclusion

Staff Liaisons (MOIC): Sahar Abdur-Rashid, Championships and Alliances
 Michael Bazemore, Academic and Membership Affairs
 Niya Blair Hackworth, Office of Inclusion

NCAA Committee on Women’s Athletics and NCAA Minority Opportunities and Interests Committee April 16, 2020, Joint Videoconference	
Attendees:	
Cheryl Aaron, Wentworth Institute of Technology.	
Alisse Ali-Joseph, Northern Arizona University.	
Renee Bostic, Notre Dame of Maryland University.	
Mark Brown, Pace University.	
Roy Brown, University of Illinois at Springfield.	
Marquetta Dickens, College of Saint Elizabeth.	
Jason Doviak, Alfred State, the State University of New York College of Technology.	
Anthony Francois, John Jay College of Criminal Justice.	
Dena Freeman-Patton, University of New Orleans.	

Tony Gaskew, University of Pittsburgh, Bradford.
Valencia Jordan, Tennessee State University.
John Kietzmann, Metropolitan State University of Denver.
David B. Kuhlmeier, Valdosta State University.
Monica Lebron, Tulane University.
Grace McGuire, Utah State University.
Ahleasha McNeal, Lincoln Memorial University.
Suzette McQueen, Central Intercollegiate Athletic Association.
Carrie Michaels, Shippensburg University of Pennsylvania.
Kellianne Milliner, West Chester University of Pennsylvania
Robert S. Nelson, California State University, Sacramento.
Donna Price Henry, University of Virginia's College at Wise.
Chaunte O'Neil, University of Miami.
José Rodriguez, Cabrini University.
Renie Shields, Saint Joseph's University.
Denise Udelhofen, Loras College.
Dwight Watson, University of Wisconsin-Whitewater.
Alisa White, Austin Peay State University.
Absentees:
Soraya Coley, California State Polytechnic University, Pomona.
Kenneth Gormley, Duquesne University.
Marjorie Hass, Rhodes College.
Khadejah Jackson, University of Oregon.
Marc A. Johnson, University of Nevada, Reno.
Miriam Merrill, Hamilton College.
Abigail Newkirk, Bluffton University
Micaiah Paige, Morehouse College.
Emma Svagdis, Azusa Pacific University.
NCAA Staff Liaisons in Attendance:
Sahar Abdur-Rashid, Michael Bazemore, Niya Blair Hackworth, Jan Gentry, Jean Merrill, Karen Metzger and Shay Wallach.
Other NCAA Staff Members in Attendance:
Leland Brown, Kina Davis, Gail Dent, Terri Gronau, Sarah Hebbard, Craig Malveaux and Amy Wilson.



**REPORT OF THE
NCAA PLAYING RULES OVERSIGHT PANEL
APRIL 20, 2020, TELECONFERENCE**

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

- 1. Welcome and announcements.** The chair welcomed the panel members and thanked them for their time.
- 2. Duties and conflict of interest.** The panel reviewed the panel duties and the Conflict of Interest Policy from the Playing Rules Oversight Panel Policies and Procedures Manual.
- 3. Review of the report of the February 26, 2020, PROP teleconference.** The panel reviewed and approved the report as written.
- 4. NCAA Football Rules Committee annual meeting report and comment period results.** The panel reviewed and approved 11 rules proposals submitted by the NCAA Football Rules Committee, which included the following:
 - A new disqualification procedure was approved for the targeting foul. Players will be allowed to remain in the team area if disqualified for targeting; previously, the player had to be escorted to the locker room and out of the playing enclosure.
 - No more than two players on the same team may wear the same number. The digit zero was also added as an allowable number.
 - The pregame protocol was adjusted and codified to help curb some negative pregame interactions. Game officials' jurisdiction was adjusted to be 90 minutes instead of 60; conferences may petition the rules committee for a waiver of this policy if it creates a potential hardship.
 - The recommended time for instant replay review was set at no more than two minutes.
- 5. NCAA Men's and Women's Soccer Rules Committee annual meeting report and comment period results.** The panel reviewed and approved nine rules proposals submitted by the Men's and Women's Soccer Rules Committee, which included the following:
 - Changes to accidental handballs, free kicks, penalty kicks and goal kicks to align with the IFAB (FIFA) Laws of the Game.
 - Allowing members of the official coaching staff to communicate with each other via electronic devices whether on-site or at another location.

- Allowing video review to be used to correct timing issues.
- Limiting the postgame protest procedure to only situations involving player identification or illegal participation by ejected or suspended personnel.
- Redefining the fighting rule and creating a violent behavior I and II red card to better categorize violent actions.

6. NCAA Divisions I, II and III Field Hockey Committees joint meeting report and comment period results. The panel reviewed and approved one rules modification proposal (outlining a rule to determine the outcome of a match that is stopped and that could not be resumed later) and the proposed creation of a Field Hockey Playing Rules Subcommittee with representatives from the NCAA Divisions I, II and III Field Hockey Committees.

7. Future meeting dates and times. The panel reviewed upcoming teleconference dates and times and agreed to begin meeting virtually starting with the April 29 meeting.

Committee Chair: Jeff Hurd, Western Athletic Conference

*Staff Liaisons: Ben Brownlee, Championships and Alliances, Playing Rules and Officiating
Dan Calandro, Championships and Alliances, Playing Rules and Officiating
Jay Fitzwater, Championships and Alliances, Playing Rules and Officiating
Ashlee Follis, Championships and Alliances, Playing Rules and Officiating
Barb Hallam, Championships and Alliances, Playing Rules and Officiating
Ty Halpin, Championships and Alliances, Playing Rules and Officiating
Rachel Seewald, Championships and Alliances, Playing Rules and Officiating
Andy Supergan, Championships and Alliances, Playing Rules and Officiating*

NCAA Playing Rules Oversight Panel April 20, 2020, Teleconference	
Attendees:	
Robin Baker, University of Wisconsin-Eau Claire.	
Steve Card, Western Washington University.	
Keith Gill, Sun Belt Conference.	
Jennifer Heppel, Patriot League.	
David Hicks, King University.	
Jeff Hurd, Western Athletic Conference.	
Dave Roach, Fordham University.	
Chris Schneider, Big East Conference.	
Ronda Seagraves, Concordia University Texas.	
Angie Torain, University of Notre Dame.	

Matt Wilson, Gulf South Conference.
Absentees:
Gary Williams, Wittenberg University.
NCAA Staff Liaisons in Attendance:
Ben Brownlee, Dan Calandro, Jay Fitzwater, Ashlee Follis, Barb Hallam, Ty Halpin, Rachel Seewald and Andy Supergan.
Other NCAA Staff Members in Attendance:
Greg Johnson.



REPORT OF THE
NCAA PLAYING RULES OVERSIGHT PANEL
APRIL 29, 2020, TELECONFERENCE

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

1. **Welcome and announcements.** The chair welcomed the panel members and thanked them for their time.
2. **Duties and conflict of interest.** The panel reviewed the panel duties and the Conflict of Interest Policy from the Playing Rules Oversight Panel Policies and Procedures Manual.
3. **Review of the report of the April 20, 2020, PROP teleconference.** The panel reviewed and approved the report as written.
4. **Delaying the implementation dates of selected rules changes with potential financial impact.** Due to the financial challenges that many NCAA conferences and institutions are experiencing as the result of COVID-19, the committee voted to delay by one year the implementation date of five playing rules changes that have a potential financial impact that were scheduled to go into effect during the 2020-21 academic year. The affected rules changes include the following:
 - **Baseball.** Divisions II and III – regular-season baseball bat testing delayed until Spring 2022 season (although a visual inspection of bats required for the 2021 season).
 - **Men’s Basketball.** Divisions II and III – new three-point line delayed until 2021-22 season.
 - **Men’s Lacrosse.** Divisions I, II and III – second visible shot clock delayed until Spring 2022 season.
 - **Softball.** Division I – regular-season barrel compression testing delayed until Spring 2022 season (which is the same as Divisions II and III).
 - **Swimming and Diving.** Divisions II and III - required minimum number of officials (depending on the size of the meet) delayed until 2021-22 season.
5. **Future meeting dates and times.** The panel reviewed upcoming teleconference dates and times.

Committee Chair: Jeff Hurd, Western Athletic Conference
Staff Liaisons: Ben Brownlee, Championships and Alliances, Playing Rules and Officiating
Dan Calandro, Championships and Alliances, Playing Rules and Officiating
Jay Fitzwater, Championships and Alliances, Playing Rules and Officiating
Ashlee Follis, Championships and Alliances, Playing Rules and Officiating
Barb Hallam, Championships and Alliances, Playing Rules and Officiating
Ty Halpin, Championships and Alliances, Playing Rules and Officiating
Rachel Seewald, Championships and Alliances, Playing Rules and Officiating
Andy Supergan, Championships and Alliances, Playing Rules and Officiating

NCAA Playing Rules Oversight Panel April 29, 2020, Teleconference
Attendees:
Robin Baker, University of Wisconsin-Eau Claire.
Steve Card, Western Washington University.
Keith Gill, Sun Belt Conference.
Jennifer Heppel, Patriot League.
David Hicks, King University.
Jeff Hurd, Western Athletic Conference.
Dave Roach, Fordham University.
Chris Schneider, Big East Conference.
Ronda Seagraves, Concordia University Texas.
Angie Torain, University of Notre Dame.
Matt Wilson, Gulf South Conference.
Gary Williams, Wittenberg University.
Absentees:
None.
NCAA Staff Liaisons in Attendance:
Ben Brownlee, Dan Calandro, Jay Fitzwater, Ashlee Follis, Barb Hallam, Anthony Holman, Rachel Seewald and Andy Supergan.
Other NCAA Staff Members in Attendance:
Greg Johnson and Candace Martin.



**REPORT OF THE
NCAA PLAYING RULES OVERSIGHT PANEL
JUNE 3, 2020, VIDEOCONFERENCE**

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

- 1. Welcome and announcements.** The chair welcomed the panel members and thanked them for their time.
- 2. Duties and conflict of interest.** The panel reviewed the panel duties and the Conflict of Interest Policy from the Playing Rules Oversight Panel Policies and Procedures Manual.
- 3. Review of the report of the April 29, 2020, PROP teleconference.** The panel reviewed and approved the report as written.
- 4. Review two-year rules process.** The panel reviewed the March 19, 2009 directive regarding the two-year rules process. The panel was reminded that rules changes for sports in non-rules change years could be considered by the panel in extreme cases for specific reasons. Those reasons include concern for student-athlete safety, significant financial impact, concern for the integrity of the game, rule implemented for the first time the year before that requires alteration and in order to align with new international rules or interpretations.
- 5. NCAA Men's Basketball Rules Committee annual meeting report, comment period and email vote report.** The panel approved two rules proposals. One change further clarifies a rule implemented during the 2019-20 season that pertains to resetting the shot clock to 20 seconds when the offense retains possession of the ball for a throw-in in the front court. The second rule clarifies that when determining if a shot clock violation occurred when the shot is successful, officials would be allowed to use instant replay to help ensure the integrity of the rules and the game are maintained in adjudicating difficult plays, particularly if they occur in the last few seconds of the game. The panel noted that although both of these recommendations were approved during a non-rules change year for men's basketball, the panel encouraged the Men's Basketball Rules Committee to keep in mind the two-year rules cycle and of PROP's preference for the rules committee to adhere to that policy when possible. In addition, the panel approved the committee's plan to allow for rules experimentation during the 2020-21 season related to the use of technology in the bench area during competition.
- 6. NCAA Women's Basketball Rules Committee annual meeting report.** The panel reviewed and approved two experimental rules proposals submitted by the Women's Basketball Rules Committee, which included increasing the distance of the three-point line to the men's distance of 22 feet, 1¾ inches for Preseason and Postseason WNIT games and allowing the use of handheld devices such as a laptop computer or tablet to receive live data/statistics in the bench area during competition for regular season conference games and conference tournaments.

- 7. NCAA Women's Bowling Committee annual meeting report, comment period and videoconference report.** The panel reviewed and approved eight rules changes submitted by the NCAA Women's Bowling Committee, which included a limit of six balls per player per competition, eliminating the use of rosin from the ball return and scoring equipment, permitting teams who receive a bye prior to the first match of the session to alter the surface of the ball during that team's first warm-up session, establishing a consistent standard for Baker total pinfall matches and eliminating the requirement for a postgame handshake. These changes will go into effect at the start of the 2020-21 season.
- 8. NCAA Wrestling Rules Committee annual meeting report.** The panel reviewed the rules committee's April 13-14 annual meeting report. No rules changes were recommended since it is a non-rules change year.
- 9. Future meeting dates and times.** The panel reviewed upcoming teleconference dates and times.

Committee Chair: Jeff Hurd, Western Athletic Conference

*Staff Liaisons: Ben Brownlee, Championships and Alliances, Playing Rules and Officiating
Dan Calandro, Championships and Alliances, Playing Rules and Officiating
Jay Fitzwater, Championships and Alliances, Playing Rules and Officiating
Ashlee Follis, Championships and Alliances, Playing Rules and Officiating
Barb Hallam, Championships and Alliances, Playing Rules and Officiating
Ty Halpin, Championships and Alliances, Playing Rules and Officiating
Rachel Seewald, Championships and Alliances, Playing Rules and Officiating
Andy Supergan, Championships and Alliances, Playing Rules and Officiating*

NCAA Playing Rules Oversight Panel June 3, 2020, Videoconference	
Attendees:	
Robin Baker, University of Wisconsin-Eau Claire.	
Steve Card, Western Washington University.	
Keith Gill, Sun Belt Conference.	
Jennifer Heppel, Patriot League.	
David Hicks, King University.	
Jeff Hurd, Western Athletic Conference.	
Dave Roach, Fordham University.	
Chris Schneider, Big East Conference.	
Angie Torain, University of Notre Dame.	
Matt Wilson, Gulf South Conference.	

Gary Williams, Wittenberg University.
Absentees:
Ronda Seagraves, Concordia University Texas.
NCAA Staff Liaisons in Attendance:
Ben Brownlee, Dan Calandro, Jay Fitzwater, Ashlee Follis, Barb Hallam, Ty Halpin, Rachel Seewald and Andy Supergan.
Other NCAA Staff Members in Attendance:
Greg Johnson.



REPORT OF THE
NCAA POSTGRADUATE SCHOLARSHIP COMMITTEE
MAY 8, 2020, VIDEOCONFERENCE

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

- 1. Report of the NCAA Postgraduate Scholarship Committee.** The committee approved the report of its February 20-21, 2020, meeting.
- 2. Review of scholarship applications.** The committee reviewed 103 winter sport nominations (45 men and 58 women). The committee awarded 21 postgraduate scholarships for men’s sports and 21 postgraduate scholarships for women’s sports.

Committee Chair: Julie Partridge, Southern Illinois University at Carbondale
Staff Liaison: Lori Thomas, Administrative Services

NCAA Postgraduate Scholarship Committee May 8, 2020, Videoconference
Attendees:
Cheryl Aaron, Wentworth Institute of Technology.
Lissa Broome, University of North Carolina, Chapel Hill.
Bernadette Cafarelli, American Athletic Conference.
Joshua Doody, Notre Dame de Namur University.
Jameica Hill, Wofford College.
Julie Partridge, Southern Illinois University at Carbondale.
Caitlin Schweihofner, Rutgers, The State University of New Jersey, New Brunswick.
Absentees:
None.
Guests in Attendance:
None.
NCAA Staff Liaison in Attendance:
Lori Thomas.
Other NCAA Staff Members in Attendance:
None.



REPORT OF THE
NCAA WALTER BYERS SCHOLARSHIP COMMITTEE
APRIL 26-27, 2020, VIDEOCONFERENCE

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

1. **Opening remarks.** Walter Byers Scholarship Committee chair Steve Moniac welcomed committee members, including new member Ragean Hill, University of North Carolina at Charlotte.
2. **Scholarship application scoring guide.** The committee discussed the scoring guide for scholarship applications, which is being restructured to provide a more detailed breakdown of the maximum number of points for the applicant’s grade point average.
3. **Selection of Jim McKay Scholarship recipients.** The committee interviewed three finalists for the Jim McKay Scholarship. The committee selected Abigail Holland, a former women’s basketball student-athlete at Trinity University (Texas) as the 2019-20 Jim McKay Scholarship recipient. None of the male applicants met the criteria to be awarded.
4. **Selection of Walter Byers Scholarship recipients.** The committee interviewed six scholarship finalists and selected, Kayla Leland, a former women’s track and field, student-athlete at Whitworth University, and Xavier Gonzalez, a former men’s tennis student-athlete at Harvard University, as the 2019-20 Walter Byers Scholarship recipients.

Committee Chair: Steve Moniaci, Houston Baptist University

Staff Liaisons: Lori Thomas, Administrative Services

NCAA Walter Byers Scholarship Committee April 26-27, 2020, Videoconference	
Attendees:	
Laura Clayton-Eady, University of West Georgia.	
Ragean Hill, University of North Carolina at Charlotte.	
Nicole McKinney, Purdue University.	
Steve Moniaci, Houston Baptist University.	
Pegjohngy Moses, Stetson University.	
Joseph Walsh, Great Northeast Athletic Conference.	
Absentees:	
None.	
Guests in Attendance:	
None.	
NCAA Staff Support in Attendance:	
Lori Thomas.	
Other NCAA Staff Members in Attendance:	
None.	



July 2020 NCAA Division III Management Council Meeting
Noncontroversial Legislation for 2021 NCAA Convention

Noncontroversial Proposals. These proposals are considered noncontroversial and necessary in the normal and orderly administration of the Association's legislation. They become effective when approved in legislative format by a three-fourths majority of the NCAA Division III Management Council and are ratified at the annual Convention business session.

Note. In the following proposals:

- Those letters and words that appear in *italics and strikethrough* are to be deleted;
- Those letters and words that appear in **bold and underlined** are to be added; and
- Those letters and words that appear in normal text are unchanged from the current Division III legislation.

Proposal Number	Title	Status	Source	Effective Date	Intent	Budget Impact
NC-2021-1	ELIGIBILITY -- TRANSFER REGULATIONS -- TWO- YEAR COLLEGE TRANSFERS -- EXCEPTIONS -- SATISFYING EXCEPTION	Ready for Ratification Convention Vote	NCAA Division III Management Council (Subcommittee for Legislative Relief).	Immediate	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.	None.

DIII Management Council Meeting

Noncontroversial Legislation for 2021 NCAA Convention

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Proposal Number	Title	Status	Source	Effective Date	Intent	Budget Impact
NC-2021-2	VARIOUS BYLAWS -- UNITED STATES OLYMPIC AND PARALYMPICS COMMITTEE NAME CHANGE	Ready for Ratification Convention Vote	NCAA Division III Management Council (Olympic Sports Liaison Committee).	08/01/2020	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	
NC-2021-3	ETHICAL CONDUCT -- SPORTS WAGERING ACTIVITIES -- SUSPENSION BY A NON-NCAA SPORTS GOVERNING BODY	Ready for Ratification Convention Vote	NCAA Division III Management Council.	Immediate	To specify that a student-athlete under a sports 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.	None.

DIII Management Council Meeting

Noncontroversial Legislation for 2021 NCAA Convention

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Proposal Number	Title	Status	Source	Effective Date	Intent	Budget Impact
NC-2021-4	NCAA MEMBERSHIP -- ACTIVE MEMBERSHIP -- CONDITIONS AND OBLIGATIONS OF MEMBERSHIP -- CONCUSSION REPORTING	Ready for Ratification Convention Vote	NCAA Division III Management Council (Committee on Competitive Safeguards and Medical Aspects of Sports).	Immediate for the NCAA's establishment of a reporting process and system, and policies and procedures; institutions are required to report sport-related concussions diagnosed May 18, 2020 and thereafter, and their resolutions. Timing of reporting to be determined by the Committee on Competitive Safeguards and Medical Aspects of Sports.	To specify that an active member institution shall report all instances of diagnosed sport-related concussions in student-athletes and their 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.	

Proposal Number	Title	Status	Source	Effective Date	Intent	Budget Impact
NC-2021-5	COMMITTEE MEMBERSHIP	Ready for Consideration by Management Council	NCAA Division III Management Council (Championships Committee).	09/01/2021	To amend Figure 21-1 as incorporated by Bylaw 21.9.6.2 to adjust sport committee rosters to coincide with the new regional alignment model based on sports sponsorship.	Up to \$75,600. (Note: the budget allocation for the increase in committee composition was approved by the Division III Management Council during its April 2019 in-person meeting.)

Proposal Number	Title	Status	Source	Effective Date	Intent	Budget Impact
NC-2021-6	ACADEMIC ELIGIBILITY -- FULL-TIME ENROLLMENT -- REQUIREMENT FOR PRACTICE/COMPETITION -- EXCEPTION -- FINAL SEMESTER/QUARTER -- DESIGNATED MINOR OR UNDERGRADUATE CERTIFICATE PROGRAM	Ready for Consideration by Management Council	NCAA Division III Management Council (Interpretations and Legislation Committee).	08/01/2020	To specify that a student-athlete with athletics eligibility remaining may participate in intercollegiate athletics while enrolled in less than a minimum full-time program of studies provided the student-athlete is enrolled in the final semester or quarter of a minor or undergraduate certificate program (designated before the beginning of the applicable term) and the institution certifies that the student-athlete is carrying (for credit) the courses necessary to complete the minor or undergraduate certificate requirements.	Potential reduction in tuition costs for student-athletes.

Proposal Number	Title	Status	Source	Effective Date	Intent	Budget Impact
NC-2021-7	AWARDS, BENEFITS AND EXPENSES -- EXPENSES FOR PRACTICE AND COMPETITION - - OTHER COMPETITION	Ready for Consideration by Management Council.	NCAA Division III Management Council (Interpretations and Legislation Committee).	08/01/2020	To permit an institution to provide, during an academic year in which a student-athlete is eligible to represent an institution in athletics competition (or in the following summer), actual and necessary expenses related to a student-athlete's participation in established national championship events, or the junior-level equivalent of such events (e.g., Youth Olympic Games, Junior World Championships, U19 World University Games); and established regional championship events (e.g., North American Championships, European Championships).	Varies depending on institution

Proposal Number: NC-2021-1

Title: ELIGIBILITY -- TRANSFER REGULATIONS -- TWO-YEAR COLLEGE TRANSFERS -- EXCEPTIONS -- SATISFYING EXCEPTION

Convention Year: 2021

Date Submitted: October 23, 2019

Status: Ready for Ratification Convention Vote

Effective Date: Immediate

Source: NCAA Division III Management Council (Subcommittee for Legislative Relief).

Category: Noncontroversial

Topical Area: Eligibility

Intent: 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.

Bylaws: Amend 14.5.4.1, as follows:

14.5.4.1 Exceptions. A student who transfers to the certifying institution shall be immediately eligible if:

[14.5.4.1-(a) through 14.5.4.1-(b) unchanged.]

(c) The student transfers from a four-year institution to a two-year college, and then to the certifying institution, ~~provided the student either would have been athletically and academically eligible, at the time of transfer from the previous four-year institution (see Bylaw 14.5.2), had he or she remained at the previous four-year institution or he or she successfully completed at least 24-semester or 36-quarter hours of transferable-degree credit at the two-year college and spent at least two full-time semesters or three full-time quarters of attendance at the two-year college.~~ **and;**

(1) The student would have been athletically and academically eligible, at the time of transfer from the previous four-year institution (see Bylaw 14.5.2), had he or she remained at the previous four-year institution; or

(2) The student-athlete successfully completed at least 24-semester or 36-quarter hours of transferable-degree credit at the two-year college and spent at least two full-time semesters or three full-time quarters of attendance at the two-year college.

[14.5.4.1.1 unchanged.]

14.5.4.1.2 Term(s) in Residence. A 4-2-4 transfer student-athlete becomes eligible after a term(s) in residence (see Bylaw 14.02.10) at the certifying institution provided:

(a) The student-athlete has been enrolled full-time for at least two-semester or three quarters between the two-year college and the certifying institution; and

(b) The student-athlete has earned a total of 24-semester or 36-quarter hours while enrolled at the two-year college and certifying institution. Hours from the two-year college must be transferable-degree credits.

Budget Impact: None.

Review History:

Jan 22, 2020: Approved in Legislative Format - Management
Council

Additional Information:

Current legislation requires a transfer from a two-year college to serve an academic year in residence unless they qualify for an exception. For a transfer who attends a four-year institution prior to attending the two-year college (4-2-4 transfer), one of those exceptions requires the student-athlete to complete 24-semester or 36-quarter hours of transferable-degree credit at the two-year college and spend at least two full-time semesters or three quarters at the two-year college. By allowing one of the required semesters or up to two of the required quarters to take place at the certifying institution, student-athletes will serve the equivalent of a year-in-residence before competing. Further, this will also permit student-athletes to begin acclimating to the four-year institution sooner and demonstrate their ability to succeed academically at the Division III institution.

Proposal Number: NC-2021-2

Title: VARIOUS BYLAWS -- UNITED STATES OLYMPIC AND PARALYMPICS COMMITTEE NAME CHANGE

Convention Year: 2021

Date Submitted: October 23, 2019

Status: Ready for Ratification Convention Vote

Effective Date: August 1, 2020

Source: NCAA Division III Management Council (Olympic Sports Liaison Committee).

Category: Noncontroversial

Topical Area: Amateurism

Intent: 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

A. Bylaws: Amend 12.1.3, as follows:

12.1.3 Amateurism Status -- Before Initial, Full-Time Collegiate Enrollment. Before initial, full-time collegiate enrollment, an individual's amateur status shall be determined using the following:

12.1.3.1 Permissible Activities -- Before Initial, Full-Time Collegiate Enrollment. Before initial, full-time collegiate enrollment, an individual may engage in the following without jeopardizing his or her amateur status:

(a) Prize Money Based on Place Finish. May accept prize money based on the individual's or his or her team's place finish or performance, or payment given on an incentive basis (e.g., bonus) from a team, from the sponsor of an open athletics event, the U.S. Olympic **and Paralympic** Committee or the appropriate national governing body. If payment is based on a team's performance then the combination of such payments and expenses shall not exceed his or her actual and necessary expenses;

[12.1.3.1-(b) through 12.1.3.1-(r) unchanged.]

[12.1.3.2 unchanged.]

B. Bylaws: Amend 12.1.6, as follows:

12.1.6 Elite-Level Participation. An individual (prospective student-athlete or enrolled student-athlete) may receive the following benefits at any time without jeopardizing his or her amateur status:

(a) Educational Expenses -- U.S. Olympic **and Paralympic** Committee and National Governing Body. Educational expenses awarded by the U.S. Olympic **and Paralympic** Committee, or a U.S. national governing body or, for international student-athletes, expenses awarded by the equivalent organization of a foreign country, in accordance with the applicable conditions set forth in Bylaw 15.2.3.6;

(b) Expenses from U.S. Olympic **and Paralympic** Committee, National Governing Body or Governmental Entity. Actual and necessary expenses to cover developmental training, coaching, facility use, equipment, apparel, supplies, comprehensive health insurance, travel, room and board without jeopardizing the individual's eligibility for intercollegiate athletics, provided such expenses are approved and provided directly by the U.S. Olympic **and Paralympic** Committee or the appropriate national governing body in the sport (or, for international student-athletes, the equivalent organization of that nation) or a governmental entity;

- (c) Operation Gold Grant. Funds that are administered by the U.S. Olympic **and Paralympic** Committee pursuant to its Operation Gold Program;
- (d) Incentive Program for International Athletes. An international prospective student-athlete or international student-athlete may accept funds from his or her country's national Olympic governing body (equivalent to the U.S. Olympic **and Paralympic** Committee) based on place finish in one event per year that is designated as the highest level of international competition for the year by the governing body.
- (e) Commemorative Items for Elite Events. Commemorative items incidental to participation in the Olympic Games, **Paralympic Games**, World University Games, World University Championships, Pan American Games, **Parapan American Games**, World Championships and World Cup events through the applicable national governing body (or, for foreign student-athletes, the equivalent organization of that nation). These benefits may include but are not limited to, apparel, leisure wear, foot wear and other items that are provided to all athletes participating in the applicable event;
- (f) Expenses for U.S. Olympic **and Paralympic** Committee, National Governing Body or Governmental Entity Developmental Training Programs. Actual and necessary expenses for developmental training programs conducted and supervised at any time of the year by the U.S. Olympic **and Paralympic** Committee or the appropriate national governing body (or, for international student-athletes, the equivalent organization of that nation), or governmental entity, even if the programs include no competition, provided the individual misses no class time and the program does not conflict with dates of institutional competition;
- (g) Exception for Family Travel to Olympic **and Paralympic** Games. A commercial company (other than a professional sports organization) or members of the local community may provide actual and necessary expenses for an individual's spouse, parents, legal guardians or other relatives to attend the Olympic **and Paralympic** Games in which the individual will participate;
- (h) Exception for U.S. Olympic **and Paralympic** Committee Elite Athlete Health Insurance Program. Comprehensive benefits of the U.S. Olympic **and Paralympic** Committee Elite Athlete Health Insurance Program; and
- (i) Expenses for Participation in Olympic **and Paralympic** Exhibitions. Actual and necessary expenses from the U.S. Olympic **and Paralympic** Committee, national governing body or the nonprofessional organizations sponsoring the event to participate in Olympic tours or exhibitions involving Olympic team members and/or members of the national team, provided that if the individual is a student-athlete, he or she misses no class time, and the exhibition does not conflict with dates of institutional competition.

C. Bylaws: Amend 12.2.3.2, as follows:

12.2.3.2 Competition with Professionals. An individual shall not be eligible for intercollegiate athletics in a sport if following initial full-time collegiate enrollment the individual competed on a professional team (per Bylaw 12.02.5) in that sport. However, an individual may compete on a tennis, golf, two-person beach volleyball or two-person synchronized diving team(s) with persons who are competing for cash or a comparable prize, provided the individual does not receive payment of any kind for such participation.

[12.2.3.2.1 unchanged.]

12.2.3.2.2 Olympic, **Paralympic** or National Teams. It is permissible for an individual (prospective student-athlete or student-athletes) to participate on Olympic, **Paralympic** or national teams that are competing for prize money or are being compensated by the governing body to participate in a specific event, provided the student-athlete does not accept prize money or any other compensation (other than actual and necessary expenses).

[12.2.3.2.3 through 12.2.3.2.4 unchanged.]

D. Bylaws: Amend 12.4.2, as follows:

12.4.2 Specific Athletically Related Employment Activities.

12.4.2.1 Broken-Time Payments. An individual may not receive "broken-time" payments except as authorized and administered by the U.S. Olympic **and Paralympic** Committee during the period immediately before and including actual Olympic competition. A permitted broken-time payment may

cover financial loss as a result of absence from employment to prepare for or participate in the Olympic Games. Such compensation during any other period and payments administered independently of the ~~USOC~~ **U.S. Olympic and Paralympic Committee** by other sports governing bodies (e.g., the U.S. Ski Association) are prohibited. [R]

12.4.2.1.1 Exception When Individual Not Enrolled in Regular Term. An individual may receive broken-time payments administered by the U.S. Olympic ~~and Paralympic~~ Committee or the national governing body in the sport during a period when the individual is not enrolled (full or part time) in a regular term to cover financial loss as a result of absence from employment as a direct result of practicing and competing on a national team (defined in Bylaw 14.02.7), provided the amounts are consistent with the principles set forth in Bylaw 12.4.1 and do not exceed \$300 per week, and the payment period covers not more than the period from the date the individual begins practice with the national team after selection to that team to one week after the conclusion of the competition.

E. Bylaws: Amend 12.5.1, as follows:

12.5.1 Permissible. Student-athletes may participate in promotional activities as provided in this bylaw. Any promotional activity not listed is specifically prohibited.

[12.5.1.1 unchanged.]

12.5.1.1.3 Player/Trading Cards. A member institution or recognized entity thereof (e.g., fraternity, sorority or student government organization), a member conference or a noninstitutional charitable, educational or nonprofit agency may distribute but may not sell player/trading cards that bear a student-athlete's name or picture.

12.5.1.1.3.1 Exception -- Olympic, ~~Paralympic~~ ~~or~~ National Team. A national governing body may sell player/trading cards that bear the name or picture of a student-athlete who is a member of the Olympic, ~~Paralympic~~ ~~or~~ national team in that sport, provided all of the funds generated through the sale of such cards are deposited directly with the applicable Olympic, ~~Paralympic~~ ~~or~~ national team.

[12.5.1.1.4 through 12.5.1.1.7 unchanged.]

12.5.1.2 U.S. Olympic ~~and Paralympic~~ Committee ~~or~~ National Governing Body Advertisement Before Collegiate Enrollment. Before initial, full-time collegiate enrollment, an individual may receive payment for the display of athletics skill in a commercial advertisement, provided:

- (a) The individual receives prior approval to appear in the advertisement from the U.S. Olympic ~~and Paralympic~~ Committee or the applicable national governing body;
- (b) The U.S. Olympic ~~and Paralympic~~ Committee or national governing body approves of the content and the production of the advertisement;
- (c) The individual forwards the payment to the U.S. Olympic ~~and Paralympic~~ Committee or national governing body for the general use of the organization(s); and

[12.5.1.2-(d) unchanged.]

[12.5.1.3 unchanged.]

12.5.1.4 Commercial Advertisement. It is permissible for a student-athlete's name or picture, or the group picture of an institution's athletics squad, to appear in an advertisement of a particular business, commercial product or service, provided:

[12.5.1.4-(a) through 12.5.1.4-(g) unchanged.]

[12.5.1.4.1 through 12.5.1.4.3 unchanged.]

[12.5.1.5 through 12.5.1.10 unchanged.]

12.5.1.11 Olympic, ~~Paralympic~~, Pan American, ~~Parapan American~~, World Championships, World Cup, World University Games and World University Championships. A student-athlete's name or picture may

be used to promote Olympic, **Paralympic**, Pan American, **Parapan American**, World Championships, World Cup, World University Games or World University Championships as specified in this section.

[12.5.1.11.1 unchanged.]

F. Bylaws: Amend 14.02.7, as follows:

14.02.7 National Team. A national team is one selected, organized and sponsored by the appropriate national governing bodies of the U.S. Olympic **and Paralympic** Committee (or, for student-athletes representing another nation, the equivalent organization of that nation, or for student-athletes competing in a non-Olympic **or Paralympic** sport, the equivalent organization of that sport). The selection for such a team shall be made on a national qualification basis, either through a defined selective process or by actual tryouts, publicly announced in advance. In addition, the international competition in question shall require that the entrants officially represent their respective nations, although it is not necessary to require team scoring by nation.

G. Bylaws: Amend 14.1.8.1.7, as follows:

14.1.8.1.7 Waivers of the Full-Time Enrollment Requirement for Practice or Competition. Waivers may be granted for the following:

[14.1.8.1.7.1 through 14.1.8.1.7.2 unchanged.]

14.1.8.1.7.3 Olympic, **Paralympic**, Pan American, **Parapan American**, World Championships, World Cup, World University Games, World University Championships or World Youth Championships -- Practice or Competition. The Management Council, or a committee designated by the Management Council to act for it, may waive the minimum full-time enrollment requirement for any participant in the junior or elite levels of the Olympic, **Paralympic**, Pan American, **Parapan American**, World Championships, World Cup, World University Games, World University Championships or World Youth Championships who, because of such participation, may lose eligibility for practice and competition in any sport.

14.1.8.1.7.4 U.S. Olympic **and Paralympic** Committee ~~or~~ National Governing Body -- Practice Only. A student with eligibility remaining who is not enrolled or who is enrolled in less than a minimum full-time program of studies, or a former student-athlete, may participate on a regular basis in organized practice sessions, provided the following conditions are met:

[14.1.8.1.7.4-(a) through 14.1.8.1.7.4-(b) unchanged.]

(c) The U.S. Olympic **and Paralympic** Committee or national governing body in the sport has recommended the individual's participation; and

(d) In the case of a student-athlete with NCAA eligibility remaining in the sport, such participation occurs only during the academic year immediately before the Olympic **and Paralympic** Games.

[14.1.8.1.7.4.1 unchanged.]

[14.1.8.1.7.5 unchanged.]

H. Bylaws: Amend 14.2.4.4, as follows:

14.2.4.4 Participation in Organized Competition Before Initial Collegiate Enrollment. An individual who does not enroll in a collegiate institution as a full-time student in the regular academic year term that begins immediately after a one-year period (the next opportunity to enroll after the one calendar year period has elapsed) following his her high school graduation date (or the international equivalent as specified in the NCAA Guide to International Academic Standards for Athletics Eligibility) shall use a season of intercollegiate participation for each consecutive 12-month period after the one-year time period and before the initial collegiate enrollment in which the individual participates in activities that meet the criteria set forth in Bylaw 14.2.4.4.2.

[14.2.4.4.1 unchanged.]

14.2.4.4.2 Activities Constituting Use of Season. An individual shall use a season of participation per Bylaw 14.2.4.4 if the individual engages in activities that meet any of the following criteria:

[14.2.4.4.2-(a) through 14.2.4.4.2-(d) unchanged.]

14.2.4.4.2.1 Competition Exceptions. A maximum one-time, one-year exception for participation in the following activities:

[14.2.4.4.2.1-(a) through 14.2.4.4.2.1-(b) unchanged.]

- (1) Official Pan American, **Parapan American**, World Championships, World Cup, World University Games (Universiade), World University Championships, ~~and~~ Olympic **and Paralympic** training, tryouts and competition;
- (2) Officially recognized training and competition directly qualifying participants for final Olympic **and Paralympic** tryouts; or
- (3) Official tryouts and competition involving national teams sponsored by the appropriate national governing bodies of the U.S. Olympic **and Paralympic** Committee (or for student-athletes representing another nation, the equivalent organization of that nation, or for student-athletes competing in a non-Olympic **or Paralympic** sport, the equivalent organization of that sport).

[14.2.4.4.3 through 14.2.4.4.4 unchanged.]

I. Bylaws: Amend 14.4.1, as follows:

14.4.1 Satisfactory-Progress Requirements. To be eligible to represent an institution in intercollegiate athletics competition, a student-athlete shall maintain satisfactory progress toward a baccalaureate or equivalent degree at that institution as determined by the regulations of that institution. As a general requirement, "satisfactory progress" is to be interpreted at each member institution by the academic authorities who determine the meaning of such phrases for all students, subject to controlling legislation of the conference(s) or similar association of which the institution is a member. (See Constitution 3.2.4.11 regarding the obligations of members to publish their satisfactory-progress requirements for student-athletes and Bylaw 14.01.2 for the requirements for student-athletes enrolled in two-year degree programs.)

[14.4.1.1 through 14.4.1.4 unchanged.]

14.4.1.5 Waiver -- Olympic **and Paralympic** Games. The Management Council may waive this general satisfactory-progress requirement for any participant in the Olympic **and Paralympic** Games who, because of such participation, may lose eligibility for practice and competition in any sport.

J. Bylaws: Amend 14.7.3, as follows:

14.7.3 Exceptions -- All Sports.

[14.7.3-(a) unchanged.]

- (b) Olympic **and Paralympic** Games. A student-athlete may participate in the official Olympic **and Paralympic** Games, in final tryouts that directly qualify competitors for the Olympic **and Paralympic** Games and in officially recognized competition directly qualifying participants for final Olympic **and Paralympic** Games tryouts.
- (c) Official Pan American **and Parapan American** Games Tryouts and Competition. A student-athlete may participate in official Pan American **and Parapan American** Games tryouts and competition, including junior-level tryouts and competition.
- (d) National Teams. A student-athlete may participate in official tryouts and competition involving national teams sponsored by the appropriate national governing bodies of the U.S. Olympic **and Paralympic** Committee (or, for the student-athletes representing another nation, the equivalent organization of that nation or, for student-athletes competing in a non-Olympic **or Paralympic** sport, the equivalent organization of that sport).

[14.7.3-(e) through 14.7.3-(g) unchanged.]

14.7.3.1 National-Team Criteria. A national team shall meet the following criteria:

- (a) It is designated by the U.S. Olympic **and Paralympic** Committee, national governing body or other organizations recognized by the U.S. Olympic **and Paralympic** Committee (or, for student-athletes representing another nation, the equivalent organization of that nation or for student-athletes competing in a non-Olympic **or Paralympic** sport, the equivalent organization in that sport);

[14.7.3.1-(b) through 14.7.3.1-(c) unchanged.]

K. Bylaws: Amend 15.02.2, as follows:

15.02.2 Financial Aid. "Financial aid" is funds provided to student-athletes from various sources to pay or assist in paying their cost of education at the institution. As used in NCAA legislation, "financial aid" includes all institutional financial aid and other permissible financial aid as set forth below.

[15.02.2.1 unchanged.]

15.02.2.2 Other Permissible Financial Aid. The following sources of financial aid are also permitted:

[15.02.2.2-(a) through 15.02.2.2-(d) unchanged.]

- (e) Educational expenses awarded by the U.S. Olympic **and Paralympic** Committee or a U.S. national governing body (or for international student-athletes, expenses awarded by the equivalent organization of a foreign country).

L. Bylaws: Amend 15.2.3, as follows:

15.2.3.6 Educational Expenses -- U.S. Olympic **and Paralympic** Committee and National Governing Body. A student-athlete may receive educational expenses awarded by the U.S. Olympic **and Paralympic** Committee or a U.S. national governing body (or for international student-athletes, expenses awarded by the equivalent organization of a foreign country). The amount of the financial assistance shall be subject to the following limitations:

[15.2.3.6-(a) unchanged.]

- (b) The recipient's choice of institutions shall not be restricted by the U.S. Olympic **and Paralympic** Committee or national governing body (or, for international student-athletes, expenses awarded by the equivalent organization of a foreign country); and

[15.2.3.6-(c) unchanged.]

M. Bylaws: Amend 15.2.4, as follows:

15.2.4 Summer Financial Aid. Summer financial aid may be awarded to student-athletes in accordance with institutional policies applicable to the general student body.

15.2.4.1 Olympic **or Paralympic Games** Waivers. Waivers of the restriction that financial aid may be used only to attend the awarding institution's summer term or summer school may be approved by the Management Council, by a two-thirds majority of its members present and voting, for member institutions that have summer terms or summer schools curtailed because of the use of their facilities for the Olympic **and Paralympic** Games.

N. Bylaws: Amend 16.1.1, as follows:

16.1.1.2 Awards Received for Participation While Not Representing the Institution. Awards received by a student-athlete for participation in competition while not representing the institution shall conform to the regulations of the recognized amateur organization that governs the competition and may not include cash (or cash equivalents). Such awards may include gift certificates or gift cards that are not redeemable for cash and items that are not personalized, provided the awards are permitted by the rules of the amateur sports organization. [R]

[16.1.1.2.1 unchanged.]

16.1.1.2.2 Olympic **and Paralympic** Games. It is permissible for a student-athlete to receive a nonmonetary award associated with participation in the Olympic **and Paralympic** Games at any time regardless of when the games are held or whether the student-athlete is enrolled during the academic year.

O. Bylaws: Amend 16.1.7, as follows:

16.1.7 Expenses to Receive Noninstitutional Awards. A conference, an institution, the U.S. Olympic **and Paralympic** Committee, a national governing body (or the international equivalents) or the awarding agency may provide actual and necessary expenses for a student-athlete to receive a noninstitutional award or recognition for athletics or academic accomplishments. Actual and necessary expenses may be provided for the student-athlete's parents (or legal guardians), spouse, or other relatives or individuals of a comparable relationship to attend the recognition event or awards presentation. [R]

[16.1.7.1 unchanged.]

P. Bylaws: Amend 16.6.1, as follows:

16.6.1.3 Relative or Individual of a Comparable Relationship Travel to Olympic **or Paralympic** Games. A commercial company (other than a professional sports organization) or members of the local community may provide actual and necessary expenses for a student-athlete's relatives to attend the Olympic **or Paralympic** Games in which the student-athlete will participate. In addition, relatives or individuals of a comparable relationship of student-athletes may receive nonmonetary benefits provided to the relatives or individuals of a comparable relationship of all Olympic team members in conjunction with participation in the Olympic **or Paralympic** Games. [R]

Q. Bylaws: Amend 16.8.1, as follows:

16.8.1.3 Other Competition. During an academic year in which a student-athlete is eligible to represent an institution in athletics competition (or in the next summer), an institution may provide actual and necessary expenses related to participation in the following activities: [R]

[16.8.1.3-(a) unchanged.]

- (b) Specific competition (e.g., Olympic Trials) from which participants may directly qualify for the Olympic, **Paralympic**, Pan American, **Parapan American**, World Championships, World Cup, World Youth Championships, World University Games (Universiade) and World University Championships; and
- (c) National team tryout competition events, including events from which participants are selected for another tier of tryout competition or events from which final selections are made for the national team that will participate in the Olympic Games, **Paralympic Games**, Pan American Games, **Parapan American Games**, World Cup, World Youth Championships, World University Games (Universiade) and World University Championships.

[16.8.1.3.1 unchanged.]

R. Bylaws: Amend 16.11.1, as follows:

16.11.1.15 Coaching and Athletics Administration Career Educational Program. An institution or conference may provide a student-athlete actual and necessary expenses to attend coaching and athletics administration career educational programs (e.g., Women's Basketball Coaches Association -- So You Want to Be A Coach, Black Women in Sports Foundation -- Next Step Program, U.S. Olympic **and Paralympic** Committee -- Minority/Women in Coaching Leadership, Division III Coaching Symposiums). [R]

S. Bylaws: Amend 17.1.5, as follows:

17.1.5 Out-of-Season Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in athletically related activities outside the institution's declared playing season per Bylaw 17.02.1.1, except as otherwise noted in this bylaw.

[17.1.5.1 unchanged.]

17.1.5.2 Noncollegiate, Amateur Competition. (See Bylaw 14.7 for restrictions on outside competition.)

[17.1.5.2.1 unchanged.]

17.1.5.2.2 Olympic, **Paralympic** and National Team Development Program. There are no limits on the number of student-athletes from the same institution who may participate in Olympic, **Paralympic** and national team development programs. Such programs may also include a coach and student-athlete from the same institution, provided the program is conducted and administered by the national governing body. The national governing body shall be responsible for selecting the coaches who will be involved in coaching activities for the program. The national governing body or the selected coaches shall select the participants of the program.

[17.1.5.3 through 17.1.5.4 unchanged.]

T. Bylaws: Amend 18.2, as follows:

18.2.10 Failure to Meet Minimum Sponsorship Requirements. A championship shall be discontinued automatically at the conclusion of the academic year in which it falls below the applicable minimum sponsorship number set forth in Bylaw 18.2.3 or 18.2.4.

18.2.10.1 Exception -- Olympic **or Paralympic** Sports. A National Collegiate Championship or a division championship in any Olympic **or Paralympic** sport shall be exempt from the minimum-sponsorship-percentage requirements of Bylaws 18.2.3 and 18.2.4. The membership may adopt specific legislation to discontinue the championship in an Olympic **or Paralympic** sport.

U. Bylaws: Amend 21.2.5, as follows:

21.2.5 Olympic Sports Liaison Committee.

[21.2.5.1 unchanged.]

21.2.5.2 Duties. The committee shall:

(a) Act as a liaison between the Association, the U.S. Olympic **and Paralympic** Committee and national governing bodies; and

[21.2.5.2-(b) unchanged.]

V. Administrative: Amend 31.1, as follows:

31.1.6.2 Non-NCAA Rules, Women's Sports. In those women's sports in which the Association does not publish rules, the NCAA championships shall be conducted according to the following, except when those rules are superseded by modifications recommended by the appropriate governing sports committee and approved by the Playing Rules Oversight Panel (see Bylaw 18.6):

[31.1.6.2-(a) through 31.1.6.2-(c) unchanged.]

(d) Gymnastics -- USA Gymnastics Junior Olympic **and Paralympic** Women's Code of Points (Level 10 Rules);

[31.1.6.2-(e) through 31.1.6.2-(h) unchanged.]

W. Administrative: Amend 31.7.2.3, as follows:

31.7.2.3 Prohibition Against Funding Olympics **and Paralympics**. Income from the Association's championships shall not be allocated to the Olympic **and Paralympic** fund.

Budget Impact:

Review History:

Oct 22, 2019:	Approved in Concept - Management Council , Olympic Sports Liaison Committee	Supplement No 17, item I
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Jan 22, 2020: Approved in Legislative Format - Management Council ,
Olympic Sports Liaison Committee

Additional Information:

In June 2019, the United States Olympic Committee announced that it had formally changed its name to the United States Olympic and Paralympic Committee to further support and include Paralympic athletes. The Olympic Sports Liaison Committee recommends legislative changes to support and include Paralympics athletes in a similar manner. Currently, there is no reference to the Paralympics or Paralympic athletes in NCAA legislation. The changes would make clear that NCAA rules, waivers and opportunities are afforded to both Olympic and Paralympic student-athletes.

Proposal Number: NC-2021-3

Title: ETHICAL CONDUCT -- SPORTS WAGERING ACTIVITIES -- SUSPENSION BY A NON-NCAA SPORTS GOVERNING BODY

Convention Year: 2021

Date Submitted: December 2, 2019

Status: Ready for Ratification Convention Vote

Effective Date: Immediate

Source: NCAA Division III Management Council.

Category: Noncontroversial

Topical Area: Ethical Conduct/Institutional Control

Intent: To specify that a student-athlete under a sports 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.

Bylaws: Amend 10.3, as follows:

[Common provision, all divisions, divided vote]

10.3 Sports Wagering Activities. The following individuals shall not knowingly participate in sports wagering activities or provide information to individuals involved in or associated with any type of sports wagering activities concerning intercollegiate, amateur or professional athletics competition:

[10.3-(a) through 10.3-(d) unchanged.]

[10.3.1 unchanged.]

10.3.2 Suspension by a Non-NCAA National or International Sports Governing Body. A student-athlete under a sports 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.

Budget Impact: None.

Review History:

Jun 18, 2019:	Recommended Concept - NCAA Board of Governors Ad Hoc Committee on Sports Wagering
Aug 6, 2019:	Referred - Board of Governors
Jan 22, 2020:	Approved in Concept and Adopted in Final Legislative Format - Management Council

Additional Information:

An individual who is under a sports wagering related suspension from a non-NCAA sports governing body should not be eligible to 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 he or she is under a drug related suspension from a non-NCAA national or international sports governing body.

Proposal Number: NC-2021-4

Title: NCAA MEMBERSHIP -- ACTIVE MEMBERSHIP -- CONDITIONS AND OBLIGATIONS OF MEMBERSHIP -- CONCUSSION REPORTING

Convention Year: 2021

Date Submitted: December 17, 2019

Status: Ready for Ratification Convention Vote

Effective Date: Immediate for the NCAA's establishment of a reporting process and system, and policies and procedures; institutions are required to report sport-related concussions diagnosed May 18, 2020 and thereafter, and their resolutions. Timing of reporting to be determined by the Committee on Competitive Safeguards and Medical Aspects of Sports.

Source: NCAA Division III Management Council (Committee on Competitive Safeguards and Medical Aspects of Sports).

Category: Noncontroversial

Topical Area: Membership

Intent: To specify that an active member institution shall report all instances of diagnosed sport-related concussions in student-athletes and their 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.

Constitution: Amend 3.2.4, as follows:

3.2.4 Conditions and Obligations of Membership.

[3.2.4.1 through 3.2.4.17 unchanged.]

3.2.4.18 Concussion Reporting. An active member institution shall report all instances of diagnosed sport-related concussions in student-athletes and their 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. [D]

[3.2.4.18 through 3.2.4.22 renumbered as 3.2.4.19 through 3.2.4.23, unchanged.]

Budget Impact:

Review History:

Dec 10, 2019:	Recommends Approval - Committee on Competitive Safeguards and Medical Aspects of Sports
Jan 22, 2020:	Approved in Concept and Adopted in Final Legislative Format - Management Council

Additional Information:

A medical monitoring settlement in *In re: National Collegiate Athletic Association Student-Athlete Concussion Injury Litigation* (Arrington Matter) was approved August 13, 2019, with an effective date of November 18, 2019. The settlement obligates the NCAA to create a reporting process through which member institutions will report to the NCAA instances of diagnosed concussions in student-athletes and their resolutions. This proposal will establish the legislation to require institutions to regularly report all diagnosed sport-related concussions in student-athletes and their resolutions in a manner consistent with the terms of the settlement in the Arrington Matter via a reporting process and system recommended by the Committee on Competitive Safeguards and Medical Aspects of Sports and in conjunction with the NCAA Sport Science Institute. The

Committee on Competitive Safeguards and Medical Aspects of Sports will establish and maintain policies and procedures for the reporting of concussions and their resolution, including an annual deadline for submission. This reporting requirement will ensure that the NCAA and member institutions fulfill an obligation of the medical monitoring settlement and will provide further insight into the incidence and resolution of concussions involving student-athletes. The effective date (May 18, 2020) to begin reporting diagnosed sport-related concussions and their resolutions corresponds to the date by which an institution must certify compliance with applicable settlement provisions if it wishes to receive the benefit of the settlement release. The establishment of a reporting process and policies and procedures will begin immediately after adoption of this proposal. The timing of membership reporting will be determined pursuant to the policies and procedures established and maintained by the Committee on Competitive Safeguards and Medical Aspects of Sports.

Proposal Number: NC-2021-5

Title: COMMITTEE MEMBERSHIP

Convention Year: 2021

Date Submitted: April 29, 2020

Status: Ready for Consideration by Management Council

Effective Date: September 1, 2021

Source: NCAA Division III Management Council (Championships Committee).

Category: Noncontroversial

Topical Area: Committees

Intent: To amend Figure 21-1 as incorporated by Bylaw 21.9.6.2 to adjust sport committee rosters to coincide with the new regional alignment model based on sports sponsorship.

Bylaws: Amend Figure 21-1, as follows:

Figure 21-1 Committee Membership

FIGURE 21-1
Committee Membership

Committee	Number of Members
Baseball Committee (Revised: 7/21/20 effective 9/1/21)	8 <u>10</u> , including one member from each region.
Basketball Committee, Men's (Revised: 7/21/20 effective 9/1/21)	8 <u>10</u> , including one member from each region.
Basketball Committee, Women's (Revised: 7/21/20 effective 9/1/21)	8 <u>10</u> , including one member from each region.
Field Hockey Committee	6, including one member from each region.
Football Committee (Revised: 7/21/20 effective 9/1/21)	8 <u>6</u> , consisting of two representatives from each of the four Division III football regions.
Golf Committee, Men's (Revised: 7/21/20 effective 9/1/21)	6 <u>7</u> , including one member from each region.
Golf Committee, Women's	5, including one member from each region.
Ice Hockey Committee, Men's	4, including two members from both the East and West Regions (one administrator and one coach).
Ice Hockey Committee, Women's (<i>Revised: 1/17/18 effective 8/1/19</i>)	5, including three members from the East Region and two members from the West Region/Independents (one coach from each region).
Lacrosse Committee, Men's (<i>Revised: 4/16/19 effective 8/1/19</i>)	5, including one member from each region..
Lacrosse Committee, Women's (<i>Revised: 1/23/19 effective 8/1/19</i>)	7, including one member from each region..
Rowing Committee, Women's	6, including one member from each region.
Soccer Committee, Men's (Revised: 7/21/20 effective 9/1/21)	8 <u>10</u> , including one member from each region.
Soccer Committee, Women's (Revised: 7/21/20 effective 9/1/21)	8 <u>10</u> , including one member from each region.
Softball Committee, Women's (Revised: 7/21/20 effective 9/1/21)	8 <u>10</u> , including one member from each region.
Swimming and Diving Committee, Men's and Women's (<i>Revised: 1/14/12 effective 8/1/12</i>)	8, three members shall represent men's swimming and diving interests and four members shall represent women's swimming and diving interests with two positions allocated for a man and three allocated for a woman and two unallocated with one additional member representing diving interests.
Tennis Committee, Men's	4, including one member from each region.
Tennis Committee, Women's	4, including one member from each region.
Track and Field and Cross Country Committee, Men's and Women's (<i>Revised: 1/14/12 effective 8/1/12</i>)	8, four members shall represent men's track and field interests and four members shall represent women's track and field interests with four positions allocated for men and four allocated for women. There shall be one representative elected from each of the Division III track and field regions.*
Volleyball Committee, Men's	4, including two members from each region.
Volleyball Committee, Women's (Revised: 7/21/20 effective 9/1/21)	8 <u>10</u> , including one member from each region.
Wrestling Committee (<i>Revised: 1/14/12 effective 8/1/12</i>)	6, including one member from each region.

* The Men's and Women's Track and Field and Cross Country Committee shall be responsible for the Division III cross country, indoor track and field, and outdoor track and field championships.

Budget Impact: Up to \$75,600. (Note: the budget allocation for the increase in committee composition was approved by the Division III Management Council during its April 2019 in-person meeting.)

Review History:

Apr 21, 2020: Approved in Concept - Management Council MC Supp 10a, Action Item 1b

Additional Information:

The Championships Committee supported the revised regional alignment model noting the continued support of the model by the Division III Commissioners Association as well as input from sport committees. Consistent with that model, this proposal creates a scale for regional alignment based on sports sponsorship (e.g., sports with sponsorship from 40-149 would have two regions; 150-374, 5-8 regions; 375+, 9-10 regions) and other key principles, including: (1) maintaining conference members in the same regions; (2) importance of geographic proximity in regional placement; (3) balancing the number of institutions across all regions (optimally, close to 40 per region); and (4) competitive balance across the regions.

Proposal Number: NC-2021-6

Title: ACADEMIC ELIGIBILITY -- FULL-TIME ENROLLMENT -- REQUIREMENT FOR PRACTICE/COMPETITION -- EXCEPTION -- FINAL SEMESTER/QUARTER -- DESIGNATED MINOR OR UNDERGRADUATE CERTIFICATE PROGRAM

Convention Year: 2021

Date Submitted: April 29, 2020

Status: Ready for Consideration by Management Council

Effective Date: August 1, 2020

Source: NCAA Division III Management Council (Interpretations and Legislation Committee).

Category: Noncontroversial

Topical Area: Eligibility

Intent: To specify that a student-athlete with athletics eligibility remaining may participate in intercollegiate athletics while enrolled in less than a minimum full-time program of studies provided the student-athlete is enrolled in the final semester or quarter of a minor or undergraduate certificate program (designated before the beginning of the applicable term) and the institution certifies that the student-athlete is carrying (for credit) the courses necessary to complete the minor or undergraduate certificate requirements.

Bylaws: Amend 14.1.8, as follows:

14.1.8 Full-Time Enrollment.

14.1.8.1 Requirement for Practice or Competition. To be eligible for practice or competition, a student-athlete shall be enrolled in at least a minimum full-time program of studies leading to a baccalaureate or equivalent degree as defined by the institution. For purposes of this bylaw and its subsections, to be eligible for competition, a student-athlete shall be enrolled in not less than 12-semester or quarter hours, regardless of the institution's definition of minimum full-time program of studies. For practice only, a violation of this bylaw shall be considered an institutional violation per Constitution 2.8.1; however, it shall not affect the student-athlete's eligibility. **[D]**

[14.1.8.1.1 through 14.1.8.1.5 unchanged.]

14.1.8.1.6 Exceptions.

14.1.8.1.6.1 Final Semester/Quarter -- Practice or Competition. A student-athlete may practice or compete while enrolled in less than a minimum full-time program of studies, provided the student is enrolled in the final semester or quarter of the baccalaureate or graduate program **or a minor or undergraduate certificate program** and the institution certifies that the student is carrying (for credit) the courses necessary to complete degree, **minor or certificate** requirements. **To qualify for this exception, a minor or undergraduate certificate program must be officially designated (pursuant to institutional policy) by the student-athlete before the conclusion of the institution's first day of classes for the applicable term.** For a student-athlete who competes while eligible pursuant to this exception, the student-athlete shall forfeit eligibility in all sports, unless the student completes all degree, **minor or certificate** requirements during that semester or quarter and is eligible to receive the baccalaureate or graduate diploma on the institution's next degree-granting date.

[14.1.8.1.6.1.1 unchanged.]

[14.1.8.1.6.2 through 14.1.8.1.6.7 unchanged.]

[14.1.8.1.7 unchanged.]

Budget Impact: Potential reduction in tuition costs for student-athletes

Review History:

Apr 21, 2020:	Recommended Concept - Interpretations and Legislation Committee	MC Supp 12a, Action Item 1b
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Additional Information:

Currently, a student-athlete who has completed all degree requirements but has not graduated must remain enrolled full-time to practice and compete. At this phase, some student-athletes are working toward the completion of a minor or certificate program that requires less than a full-time course load to complete (i.e., fewer than 12 credit hours). Expanding the current final term exception to include a minor or undergraduate certificate designated prior to the beginning of the final term will provide greater flexibility for a student-athlete who has achieved the goal of completing the requirements of a baccalaureate degree and is continuing to better prepare for their future.

Proposal Number: NC-2021-7

Title: AWARDS, BENEFITS AND EXPENSES -- EXPENSES FOR PRACTICE AND COMPETITION -- OTHER COMPETITION

Convention Year: 2021

Date Submitted: April 29, 2020

Status: Ready for Consideration by Management Council

Effective Date: August 1, 2020

Source: NCAA Division III Management Council (Interpretations and Legislation Committee).

Category: Noncontroversial

Topical Area: Awards and Benefits

Intent: To permit an institution to provide, during an academic year in which a student-athlete is eligible to represent an institution in athletics competition (or in the following summer), actual and necessary expenses related to a student-athlete's participation in established national championship events, or the junior-level equivalent of such events (e.g., Youth Olympic Games, Junior World Championships, U19 World University Games); and established regional championship events (e.g., North American Championships, European Championships).

Bylaws: Amend 16.8, as follows:

16.8 Expenses Provided by the Institution for Practice and Competition.

16.8.1 Permissible. The permissible expenses for practice and competition that an institution may provide a student-athlete are defined in the following subsections (see Bylaw 16.10 for expenses that may be provided by individuals or organizations other than the institution).

[16.8.1.1 through 16.8.1.2 unchanged.]

16.8.1.3 Other Competition. During an academic year in which a student-athlete is eligible to represent an institution in athletics competition (or in the next summer), an institution may provide actual and necessary expenses related to participation in the following activities: [R]

- (a) Established **regional (e.g., North American Championships, European Championships) and** national championship events (including junior national championships);
- (b) Specific competition (e.g., Olympic Trials) from which participants may directly qualify for the Olympic, Paralympic, Pan American, Parapan American, World Championships, World Cup, World Youth Championships, World University Games (Universiade) and World University Championships **or the junior-level equivalent competition (e.g., Youth Olympic Games, Junior World Championships, U19 World University Games);** and
- (c) National team tryout competition events, including events from which participants are selected for another tier of tryout competition or events from which final selections are made for the national team that will participate in the Olympic Games, Paralympic Games, Pan American Games, Parapan American Games, World Cup, World Youth Championships, World University Games (Universiade) and World University Championships **or the junior-level equivalent competition.**

[16.8.1.3.1 unchanged.]

[16.8.1.4 through 16.8.1.5 unchanged.]

Budget Impact: Varies depending on institution

Review History:

Apr 21,
2020:

Recommended Concept - Interpretations and Legislation
Committee

MC Supp 12a, Action
Item 1c

Additional Information:

Consistent with efforts to enhance student-athlete success and well-being, this proposal would permit institutions to provide actual and necessary expenses for student-athletes to participate in additional elite national and international competition by including junior level international events, as well as select elite regional events to the list of permissible events. Allowing institutions the discretion to provide such expenses would ease the financial burden placed on student-athletes who wish to participate in such elite events, particularly in the Olympic sports, and help alleviate situations in which student-athletes may have to choose between future NCAA eligibility and raising funds for a potential once-in-a lifetime event.



July 2020 NCAA Division III Management Council Meeting
Administrative Legislation for 2021 Convention

Administrative Regulations. The NCAA Division III Management Council is empowered to adopt or revise administrative regulations consistent with the provisions of the constitution and bylaws, subject to amendment by the NCAA Division III membership, for the implementation of policy established by legislation governing the general activities of each division. These administrative bylaws become part of the NCAA Division III legislation and are considered adopted when approved in legislative format by the management council. They are not required to be ratified at the annual Convention business session.

Note. In the following proposals:

- Those letters and words that appear in *italics and strikethrough* are to be deleted.
- Those letters and words that appear in **bold and underlined** are to be added; and
- Those letters and words that appear in normal text are unchanged from the current Division III legislation.

Proposal Number	Title	Status	Source	Effective Date	Intent	Budget Impact
ADM-2021-1	EXECUTIVE REGULATION -- ADMINISTRATION OF NCAA CHAMPIONSHIPS -- RESTRICTED ADVERTISING AND SPONSORSHIP ACTIVITIES	Adopted Final.	NCAA Division III Management Council.	Immediate.	To move the restrictions on advertising and sponsorship activities in conjunction with NCAA championships from legislation to NCAA policy.	None.
ADM-2021-2	EXECUTIVE REGULATIONS-- CONFERENCE AUTOMATIC QUALIFICATION REQUIREMENTS-- PROVISIONAL AND RECLASSIFYING MEMBERS	Ready for Consideration by Management Council	NCAA Division III Management Council (Championships Committee).	08/01/2020	To specify that only institutions in year three of the NCAA Division III provisional and reclassifying membership process may count toward the automatic qualification waiting period.	None

Proposal Number: ADM-2021-1

Title: EXECUTIVE REGULATION -- ADMINISTRATION OF NCAA CHAMPIONSHIPS -- RESTRICTED ADVERTISING AND SPONSORSHIP ACTIVITIES

Convention Year: 2021

Date Submitted: October 23, 2019

Status: Adopted Final

Effective Date: Immediate

Source: NCAA Division III Management Council.

Category: Administrative Regulation

Topical Area: Executive Regulations

Intent: To move the restrictions on advertising and sponsorship activities in conjunction with NCAA championships from legislation to NCAA policy.

Administrative: Amend 31.1, as follows:

31.1 Administration of NCAA Championships.

[31.1.1 through 31.1.10 unchanged.]

31.1.11 Restricted Advertising and Sponsorship Activities. The following activities are restricted when they occur in conjunction with NCAA championships. Other restrictions are set forth in the championships handbooks.

31.1.11.1 Advertising. Advertising policies of the Association are designed to exclude those advertisements that do not appear to be in the best interests of higher education. The NCAA president shall have the authority to rule in cases in which doubt exists concerning acceptable advertisers and advertising copy of game programs, broadcasts and telecasts of NCAA championships; however, the following expressly are prohibited:

(a) Alcoholic beverages (except as specified below);

(b) Cigarettes and other tobacco products; and

(c) Organizations promoting gambling.

31.1.11.1.1 Malt Beverages, Beer and Wine Advertisements. Advertising of malt beverages, beer and wine products that do not exceed six percent alcohol by volume may be used in game programs. Such advertisements, however, shall not compose more than 14 percent of the space in the program devoted to advertising or not more than 60 seconds per hour of any telecast or broadcast (either a single 60-second commercial or two 30-second commercials).

31.1.11.1.2 Sponsorships. A championships activity or promotion may not be sponsored by liquor, tobacco, beer or wine companies at any time.

31.1.11.1.2.1 Professional Sports Organization. A professional sports organization may serve as a financial sponsor of an NCAA championship competition event, provided the organization is not publicly identified as such. A professional sports organization may serve as a financial sponsor of an activity or promotion that is ancillary to the competition event and may be publicly identified as such. The NCAA may receive financial contributions from a professional sports organization for sponsorship of a specific NCAA championship competition event, including ancillary activities and promotions.

[31.1.12 through 31.1.13 renumbered as 31.1.11 through 31.1.12, unchanged.]

Rationale: Moving the restrictions on advertizing and sponsorship activities in conjunction with NCAA championships from legislation to policies and procedures would offer an opportunity to keep the Association's polices more current and consistent, and offer the flexibility to align them with those of other athletics organizations. If removed from the legislation, the polices and procedures would be included in championships handbooks. The NCAA Board of Governors discussed NCAA championships advertising and restrictions and supports appropriate modifications.

Budget Impact:

Review History:

Oct 22, 2019:	Approved in Concept - Management Council	Supplement No. 38, recommendation no. 3
Jan 22, 2020:	Approved in Legislative Format - Management Council	

Proposal Number: ADM-2021-2

Title: EXECUTIVE REGULATIONS--CONFERENCE AUTOMATIC QUALIFICATION REQUIREMENTS--PROVISIONAL AND RECLASSIFYING MEMBERS

Convention Year: 2021

Date Submitted: April 29, 2020

Status: Ready for Consideration by Management Council

Effective Date: August 1, 2020

Source: NCAA Division III Management Council (Championships Committee).

Category: Administrative Regulation

Topical Area: Executive Regulations

Intent: To specify that only institutions in year three of the NCAA Division III provisional and reclassifying membership process may count toward the automatic qualification waiting period.

Administrative: Amend 31.3.3, as follows:

31.3.3 Automatic Qualification [Pool A]. The Championships Committee and the governing sports committees annually shall award automatic qualification to those conferences that meet the requirements set forth herein.

31.3.3.1 Requirements -- Division Championship. To be eligible for automatic qualification in a division championship, a member conference shall meet the following general requirements:

[31.3.3.1-(a) through 31.3.3.1-(i) unchanged.]

31.3.3.1.1 Additional Requirements -- Multisport Conference. A member conference that conducts competition in more than one sport shall also satisfy the following to be eligible for automatic qualification: (Adopted: 4/13/10)

(a) Complete a two-year waiting period, which requires for two consecutive academic years before being eligible for the automatic-qualification privilege, the following: (Adopted: 1/12/04, Revised: 10/20/06)

[31.3.3.1.1-(a)-(1) through 31.3.3.1.1-(a)-(2) unchanged.]

(3) Maintained seven consistent conference members that sponsored the sport on a varsity intercollegiate basis, provided:

(i) Each of the seven conference members were active Division III institutions or institutions in ~~the final two years~~ **year three** of the NCAA Division III provisional or reclassifying membership process;

[31.3.3.1.1-(a)-(3)-(ii) through 31.3.3.1.1-(a)-(3)-(iii) unchanged.]

[31.3.3.1.1-(b) unchanged.]

[31.3.3.1.1.1 unchanged.]

31.3.3.1.2 Additional Requirements -- Single-Sport Conferences. A single-sport member conference shall also satisfy one of the following to be eligible for automatic qualification:

[31.3.3.1.2-(a) unchanged.]

(b) Receive a waiver from the Championships Committee awarding automatic qualification to a single-sport conference with at least seven active members that have participated together for

at least two consecutive years and, during that two-year time period, were either active Division III institutions or institutions in ~~the final two years~~ **year three** of the NCAA Division III provisional or reclassifying membership process. In addition, the single-sport conference must satisfy at least one of the following:

[31.3.3.1.2-(b)-(1) through 31.3.3.1.2-(b)-(5) unchanged.]

[31.3.3.1.3 through 31.3.3.1.5 unchanged.]

[31.3.3.2 through 31.3.3.3 unchanged.]

Rationale: With the adoption of Proposals Nos. 2020-2 and 2020-3 which eliminated the fourth year of the membership process, Bylaw 31.3.3.1.1 should be amended to clarify that only institutions in year three of the provisional or reclassifying process may count toward the automatic qualification waiting period. Proposals 2020-2 and 2020-3, did not create different standards for the second year of the membership process, rather they only eliminated the fourth year. Since institutions in the second year of the membership process were not permitted to count for purposes of the automatic qualification waiting period, prior to the passage of the 2020 proposals, they should not be considered based on the adoption of these proposals. Consequently, Bylaw 31.3.3.1.1 should only apply to institutions in their third year of the membership process.

Budget Impact: None

Review History:

Apr 21, 2020:	Approved in Concept - NCAA Division III Management Council (Championships Committee).	MC Supp 10a, Action Item 1a
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SUPPLEMENT NO. 24

**MEMBERSHIP-
SPONSORED**

LEGISLATION

WILL BE DISTRIBUTED

LATER



**July 2020 NCAA Division III Management Council Meeting
2021 NCAA Governance-Sponsored Convention Legislation**

Title and Intent	Rationale
<p>RECRUITING -- PRECOLLEGE EXPENSES -- DONATIONS TO NONATHLETIC BONA FIDE YOUTH ORGANIZATIONS</p> <p><u>Intent:</u> To permit member institutions to make monetary donations to nonathletic bona fide youth organizations and to remove the mileage restriction for any permissible donation to a high school, bona fide youth organization and nonathletic bona fide youth organization.</p> <p><u>Source:</u> NCAA Division III Management Council (Interpretations and Legislation Committee).</p> <p><u>Effective date:</u> August 1, 2021.</p>	<p>Currently, member institutions are permitted to donate equipment to bona fide youth organizations and nonprofit organizations that consist of prospective student-athletes. However, the legislation does not permit an institution to make a monetary donation to a nonprofit organization that may benefit prospective student-athletes but does not involve any type of athletics participation as part of its mission or programming. By permitting institutions to make monetary donations to nonathletic bona fide youth organizations, Member institutions and its student-athletes will be able to raise and donate funds to support the work of organizations with a mission to help youth that are unrelated to athletics. Finally, eliminating the current mileage restriction for any monetary donation or the donation of used athletics equipment, will provide institutions with greater flexibility to donate their resources to organizations that align with their philanthropic interests.</p>

Title and Intent	Rationale
<p>ELIGIBILITY -- CRITERIA FOR DETERMINING SEASON OF ELIGIBILITY -- ORGANIZED COMPETITION BEFORE INITIAL COLLEGIATE ENROLLMENT -- SERVICE EXCEPTION</p> <p><u>Intent:</u> To establish a service exception to the organized competition legislation that permits a prospective student-athlete to participate in organized competition while serving on active duty in the U.S. armed services (or comparable armed service of another country), on official religious missions or on missions with recognized foreign aid services of the U.S. government.</p> <p><u>Source:</u> NCAA Division III Management Council (Subcommittee for Legislative Relief).</p> <p><u>Effective date:</u> August 1, 2021.</p>	<p>Division III legislation specifies that a prospective student-athlete uses a season of participation for each consecutive 12-month period after the one-year period following high school graduation (i.e., "grace period") in which they participate in organized competition; however, Division III only charges use of a season for a limited set of activities that occur after the grace period. While this legislation may allow for more participation opportunities prior to initial collegiate enrollment it doesn't provide flexibility for prospective student-athletes who do not enroll in college immediately after their grace period due to service activities. Noting the inequitable impact on prospective student-athletes who would want to enroll at Division III institutions after their service, the Division III Management Council Subcommittee for Legislative Relief recommended the same service exception as Divisions I and II that permits a prospective student-athlete to participate in organized competition while serving on active duty in the military, official religious missions or missions with recognized foreign aid services of the U.S. government without being charged with a season of participation. The exception would recognize the significance of these activities and promote equitable participation opportunities across all divisions.</p>

Division: III

Proposal Number: 2021-

Title: RECRUITING -- PRECOLLEGE EXPENSES -- DONATIONS TO NONATHLETIC BONA FIDE YOUTH ORGANIZATIONS

Convention Year: 2021

Date Submitted: April 29, 2020

Status: Ready for Consideration by Management Council

Effective Date: August 1, 2021

IPOPL Number:

SPOPL Number:

Source: NCAA Division III Management Council (Interpretations and Legislation Committee).

Category: Management Council

Topical Area: Recruiting

Intent: To permit member institutions to make monetary donations to nonathletic bona fide youth organizations and to remove the mileage restriction for any permissible donation to a high school, bona fide youth organization and nonathletic bona fide youth organization.

Bylaws: Amend 13.14, as follows:

13.14 Precollege Expenses.

13.14.1 Prohibited Expenses. An institution or a representative of its athletics interests shall not offer, provide or arrange financial assistance, directly or indirectly, to pay (in whole or in part) the costs of the prospective student-athlete's educational or other expenses for any period before his or her enrollment or so the prospective student-athlete may obtain a postgraduate education. [R]

[13.14.1.1 through 13.14.1.4 unchanged.]

13.14.1.5 Donations - Equipment **and Monetary**.

13.14.1.5.1 Athletics Equipment **and Monetary Donations**. A member institution may provide used athletics equipment to high schools or bona fide youth organizations (e.g., the YMCA, YWCA, Boy Scout troops, Girl Scout troops, a summer recreation league) that may consist of prospective student-athletes, provided the issuance of equipment is in accordance with the institution's regular policy regarding discarding equipment. **Further, a member institution may provide monetary donations to nonathletic bona fide youth organizations (e.g., YMCA, YWCA, Boys and Girls Clubs).** ~~Further, an institution may only provide those high schools or organizations within a 30-mile radius of the campus with such equipment.~~ [D]

[13.14.1.5.1.1 through 13.14.1.5.1.2 unchanged.]

[13.14.1.5.2 unchanged.]

[13.14.1.6 unchanged.]

[13.14.2 unchanged.]

Rationale: Currently, member institutions are permitted to donate equipment to bona fide youth organizations and nonprofit organizations that consist of prospective student-athletes. However, the legislation does not permit an institution to make a monetary donation to a nonprofit organization that may

benefit prospective student-athletes but does not involve any type of athletics participation as part of its mission or programming. By permitting institutions to make monetary donations to nonathletic bona fide youth organizations, Member institutions and its student-athletes will be able to raise and donate funds to support the work of organizations with a mission to help youth that are unrelated to athletics. Finally, eliminating the current mileage restriction for any monetary donation or the donation of used athletics equipment, will provide institutions with greater flexibility to donate their resources to organizations that align with their philanthropic interests.

Budget Impact: Vary by institution

Co-sponsorship - Conference:

None

Co-sponsorship - Institution:

None

Position Statements:

Review History:

Apr 21,
2020:

Recommended Concept - Interpretations and Legislation
Committee

MC Supp 12a, Action
Item 1a

Additional Information:

Legislative References

Legislative Cite	Title
13.14	Precollege Expenses.
13.14.1	Prohibited Expenses.
13.14.1.5	Donation of Equipment.
13.14.1.5.1	Athletics Equipment.

Division: III

Proposal Number: 2021-

Title: ELIGIBILITY -- CRITERIA FOR DETERMINING SEASON OF ELIGIBILITY -- ORGANIZED COMPETITION BEFORE INITIAL COLLEGIATE ENROLLMENT -- SERVICE EXCEPTION

Convention Year: 2021

Date Submitted: April 28, 2020

Status: Ready for Consideration by Management Council

Effective Date: August 1, 2021

IPOPL Number:

SPOPL Number:

Source: NCAA Division III Management Council (Subcommittee for Legislative Relief).

Category: Management Council

Topical Area: Eligibility

Intent: To establish a service exception to the organized competition legislation that permits a prospective student-athlete to participate in organized competition while serving on active duty in the U.S. armed services (or comparable armed service of another country), on official religious missions or on missions with recognized foreign aid services of the U.S. government.

Bylaws: Amend 14.2.4, as follows:

14.2.4 Criteria for Determining Season of Eligibility.

[14.2.4.1 through 14.2.4.4 unchanged.]

14.2.4.4.2 Activities Constituting Use of Season. An individual shall use a season of participation per Bylaw 14.2.4.4 if the individual engages in activities that meet any of the following criteria:

[14.2.4.4.2-(a) through 14.2.4.4.2-(d) unchanged.]

[14.2.4.4.2.1 unchanged.]

14.2.4.4.2.2 Service Exceptions. Participation in organized competition during time spent in the armed services, on official religious missions or with recognized foreign aid services of the U.S. government and the period between completion of the service commitment and the first opportunity to enroll as a full-time student in a regular academic term is exempt from the application of Bylaw 14.2.4.4.

[14.2.4.4.3 through 14.2.4.4.4 unchanged.]

[14.2.4.5 through 14.2.4.8 unchanged.]

Rationale: Division III legislation specifies that a prospective student-athlete uses a season of participation for each consecutive 12-month period after the one-year period following high school graduation (i.e., "grace period") in which they participate in organized competition; however, Division III only charges use of a season for a limited set of activities that occur after the grace period. While this legislation may allow for more participation opportunities prior to initial collegiate enrollment it doesn't provide flexibility for prospective student-athletes who do not enroll in college immediately after their grace period due to service activities. Noting the inequitable impact on prospective student-athletes who would want to enroll at Division III institutions after their service, the Division III Management Council Subcommittee for Legislative Relief recommended the same service exception as Divisions I and II that permits a prospective student-athlete to

participate in organized competition while serving on active duty in the military, official religious missions or missions with recognized foreign aid services of the U.S. government without being charged with a season of participation. The exception would recognize the significance of these activities and promote equitable participation opportunities across all divisions.

Budget Impact: None.

Co-sponsorship - Conference:

None

Co-sponsorship - Institution:

None

Position Statements:

Review History:

Apr 21, 2020: Approved in Concept - Management Council MC Supp 8, Action Item 1

Additional Information:

Legislative References

Legislative Cite	Title
14.2.4	Criteria for Determining Season of Eligibility.
14.2.4.4.2	Activities Constituting Use of Season.



**REPORT OF THE NCAA DIVISION III OVERSIGHT GROUP
TO IMPLEMENT RECOMMENDATIONS OF FEDERAL AND STATE LEGISLATIVE
WORKING GROUP (NAME, IMAGE AND LIKENESS)
MAY 13, 2020, TELECONFERENCE**

ACTION ITEM.

- **None.**

INFORMATIONAL ITEMS.

- 1. Welcome.** President Tori Murden McClure welcomed the working group to the teleconference and reviewed the roster.
- 2. Charge and Background Information.** The Oversight Group reviewed its charge and composition, as established by the Division III Administrative Committee.
- 3. Association-wide Report.** The Oversight Group reviewed the final report from the Federal and State Legislation Working Group (FSLWG), which was endorsed by the Board of Governors. The Oversight Group noted the Board endorsed a timeline for each division to act so that legislative proposals are fully drafted not later than October 31, 2020; voted on not later than January 31, 2021; and effective not later than the start of the 2021-22 academic year.
- 4. Input from the Federal and State Legislative Working Group Members.** The Oversight Group received an update from the FSLWG members regarding the recommendations of the report that need additional attention by the divisions.
 - a. Use of logos.** Noted Division III may want to carve out space around the use of school logos and brands to allow for flexibility that is consistent with institutional policies.
 - b. Endorsements.** Noted the governance structure should consider whether student-athletes should be precluded from endorsing a product that the university concludes is inconsistent with its values, or directly conflicts with products or services endorsed by the school.
 - c. Compliance and education.** Agreed the division should consider the need to develop proper compliance and educational tools for college administrators and student-athletes, including services possibly provided by an independent third party.
- 5. Name, Image and Likeness May 5 Webinar.** The Oversight Group reviewed PowerPoint slides from a May 5 webinar, which summarize the current legislative concepts endorsed by the Division III Interpretations and Legislation Committee (ILC), Student-Athlete Advisory Committee (SAAC), Management Council and Presidents Council. The two main concepts include Academic and Work Product, and Endorsements. The main theme is that student-athletes should be able to pursue the same opportunities available to other students in general.

6. **Interpretations and Legislation Committee Update.** The Oversight Group received an update from ILC noting the committee's continuing NIL discussions include the following four issues:
 - a. Trademarks. Student-athlete trademark and logo access should be consistent with the general student-body. What does that mean, in practice, for Division III? Student-athletes should have access or institutional marks the same as students in general do.
 - b. Inappropriate categories of promotion (e.g., tobacco, alcohol). ILC believes this is an institutional decision and did not feel there should be a specific list placed in the legislation.
 - c. Pre-enrollment. What NIL opportunities should be available to prospective student-athletes (PSAs) without affecting their subsequent Division III eligibility? ILC noted that PSAs should not be held to a higher than enrolled student-athletes.
 - d. Compliance and education. Additional discussion is necessary regarding how to best address the anticipated administrative and educational burden created for athletics staff and student-athletes by the implementation of this legislation.

7. **Divisional Comparison Chart.** Staff reviewed a comparison chart which reflects where each division currently is positioned regarding various NIL concepts. The working group noted that all divisions ultimately do not need to end up at exactly the same place; however, consistency is beneficial.

8. **Future Division III Meeting/Timetable.**
 - a. May 27/28 – NIL webinar on NADIII AA platform.
 - b. June 1 – Distribute NIL feedback form to presidents, ADs and commissioners.
 - c. June 19 – NIL webinar on Regional Rules Seminar platform, including feedback results.
 - d. July 18-19 – Division III Student-Athlete Advisory Committee.
 - e. July 20-21 – Division III Management Council.
 - f. August 3– Division III Presidents Advisory Group.
 - g. August 5 – Division III Presidents Council.

9. **Other Business.**
 - None.

10. Adjournment. The meeting was adjourned at 11:58 a.m.

Committee Chair: Tori Murden McClure, Spalding University, St. Louis Intercollegiate Athletic Conference

*Staff Liaisons: Dan Dutcher, Division III Governance
 Louise McCleary, Division III Governance
 Jeff Myers, Academic and Membership Affairs*

NCAA Division III Oversight Working Group on NIL May 13, 2020, Teleconference
Attendees:
Heather Benning, Midwest Conference
Mary-Beth Cooper, Springfield College
Jackson Erdmann, Saint John’s University, student-athlete
Jason Fein, Bates College
Braly Keller, Nebraska Wesleyan University, SAAC
Angela Marin, University of Texas at Dallas
Angie Morenz, Blackburn College
Tori Murden McClure, Spalding University
Daryl Sims, University of Wisconsin-Oshkosh
Absentees:
None.
NCAA Staff Support in Attendance:
Debbie Kresge, Louise McCleary, Jeff Myers, Ali Spungen and Jeremy Villanueva

Division III Name, Image and Likeness Survey
Executive Summary

Introduction

The Division III governance structure administered an online survey of four key membership constituent groups in June 2020. The survey sought feedback on potential legislative concepts that would allow greater flexibility for a student-athlete to use their name, image and likeness (NIL) to promote their own business activities and to endorse third party products or services. The survey sought input on two concepts and four additional topics:

- Concept 1. Allow student-athletes to use their status as athletes to promote their own work product or service.
- Concept 2. Student-athletes may use their status as athletes to endorse third party products or services provided: (1) There is no institutional involvement in procuring promotional opportunities for student-athletes (except to the extent the institution is involved with assisting students generally); (2) NIL opportunities are not part of the recruiting process; and (3) Market rate is a tool to ensure compensation is not a substitute for pay for play.
- Additional topics. Categories of promotion, use of institutional marks, compliance, professional services.

Response Rate		
Role	N	% of Sample
President/Chancellor	74	19
Director of Athletics	243	63
Conference Commissioner	40	11
National SAAC Member	27	7
Total	384	100

Findings

Concept 1 – Work Product and Service:

- Seventy percent or more of survey respondents agreed student-athletes should be able to use their status as athletes to promote and monetize work products and services such as private lessons (89 percent), camps or clinics (79 percent), social media platforms (70 percent), creative endeavors (92 percent) and their own business (88 percent). The exception to this was payment for autographs (38 percent agreed, with approximately 18 percent undecided).
- There were minimal differences in response between the four constituent groups surveyed.

Concept 2 – Endorsements:

- Two-thirds or more of survey respondents agreed student-athletes should be able to use their status as athletes to be paid for appearances (66 percent), promote commercial products via social media platforms (71 percent), model or promote non-institutional athletic apparel or equipment (75 percent), promote third-party products or services via traditional commercials (71 percent) and provide testimonials for a product or service (74 percent).
- Differences in response were noted between the four constituent groups surveyed on two items:

Activity	Percent Agreed			
	Presidents/ Chancellors	Directors of Athletics	Conference Commissioners	National SAAC Members
Modeling/promoting non-institutional athletic apparel and equipment.	57	76	87	91
Providing testimonials for a product or service.	50	75	87	100

Prohibition of Promoting Certain Types of Products or Services:

- Ninety percent of survey respondents indicated there should be legislation to prohibit student-athletes from using their status as athletes to promote products and services such as alcohol, tobacco and sports gambling. There were minimal differences in response between the four constituent groups surveyed.

Use of Institutional Marks

- More than half of survey respondents indicated student-athletes should be allowed to use institutional marks in the promotion of their own work product or service as well as in third-party promotions. Approximately one-third indicated they should not be allowed.
- Differences on supporting the use of institutional marks in third-party promotions existed between presidents/chancellors (52 percent), directors of athletics (55 percent) and conference commissioners (35 percent).

Mandatory Reporting and Compliance Responsibilities

- More than three-quarters of survey respondents indicated student-athletes should be required to report to the institution all activities in which they are using their status as an athlete for promotional purposes.
- 90 percent of survey respondents indicated the Association should ensure that member schools, conferences, and student-athletes have access to resources that will minimize the administrative and educational burden associated with the adoption and implementation of this legislation, including resources potentially provided by a third-party administrator.
- Two-thirds or more were at least somewhat confident or confident that Division III athletics departments can fulfill the various compliance responsibilities associated with these concepts including providing education to students, booster and staff, understanding and using the “market rate,” ensuring consistency in the use of institutional marks with institutional policy and establishing a monitoring process.

Activity	Percent		
	Confident	Somewhat Confident	Not Confident
Providing education to student, boosters and staff	53	40	7
Understanding and using the “market rate” to ensure that compensation is not a substitute for “pay for play.”	24	41	35
Ensuring the use of institutional marks is being done consistent with institutional policy.	41	40	19
Establishing a monitoring process for your department.	25	46	29

- Differences existed between the confidence of four constituent groups in the ability of their athletics department to fulfill three compliance responsibilities associated with these concepts:

Activity	Percent Confident Category Only			
	Presidents/ Chancellors	Directors of Athletics	Conference Commissioners	National SAAC Members
Providing education to student, boosters and staff	71	49	34	68
Understanding and using the “market rate” to ensure that compensation is not a substitute for “pay for play.”	36	16	17	68
Establishing a monitoring process for your department.	45	18	14	50

Professional Services

- More than 40 percent of survey respondents indicated student-athletes should be permitted to engage professional services, including agents. An additional 30 percent were undecided. There were minimal differences in response between the four constituent groups surveyed.

NCAA Division III NIL Survey Results
June 16, 2020

Survey Overview

Viewed	Started	Completed	Completion Rate	Drop Outs (After Starting)	Average Time to Complete Survey
803	396	315	80.0%	81	9 minutes

What is your role?

Answer	Count	Percent
President/Chancellor	74	19.27%
Director of Athletics	243	63.28%
Conference Commissioner	40	10.42%
National SAAC Member	27	7.03%
Total	384	100%

SURVEY QUESTIONS REGARDING CONCEPT 1:

Please identify whether you agree, disagree, or are undecided regarding the following statements, consistent with the model and principles described above for Concept 1:

Student-athletes should be able to...

Use their status as athletes to promote their availability for private lessons.

Answer	Count	Percent
Agree	293	89.33%
Disagree	24	7.32%
Undecided	11	3.35%
Total	328	100%

Use their status as athletes to promote their own camp or clinic.

Answer	Count	Percent
Agree	259	79.20%
Disagree	44	13.46%
Undecided	24	7.34%
Total	327	100%

Monetize their social media platform in which they identify and promote themselves as athletes.

Answer	Count	Percent
Agree	228	69.51%
Disagree	63	19.21%
Undecided	37	11.28%
Total	328	100%

Be paid for their autographs.

Answer	Count	Percent
Agree	125	38.11%
Disagree	145	44.21%
Undecided	58	17.68%
Total	328	100%

Use their status as athletes to promote their involvement in creative endeavors such as music, acting, writing and art.

Answer	Count	Percent
Agree	301	91.77%
Disagree	14	4.27%
Undecided	13	3.96%
Total	328	100%

Use their status as athletes to promote their own business.

Answer	Count	Percent
Agree	288	87.80%
Disagree	26	7.93%
Undecided	14	4.27%
Total	328	100%

Use their status as athletes to promote other work products or services not mentioned in the examples above.

Answer	Count	Percent
Agree	232	70.73%
Disagree	31	9.45%
Undecided	65	19.82%
Total	328	100%

SURVEY QUESTIONS REGARDING CONCEPT 2:

Please identify whether you agree, disagree, or are undecided regarding the following statements, consistent with the model and principles described above for Concept 2:

Student-athletes should be able to...

Be paid for their appearance at a commercial establishment (e.g. car dealership, restaurant).

Answer	Count	Percent
Agree	211	65.94%
Disagree	68	21.25%
Undecided	41	12.81%
Total	320	100%

Promote commercial products via their social media platforms even if they are identified as athletes (e.g. brand ambassador).

Answer	Count	Percent
Agree	226	70.62%
Disagree	59	18.44%
Undecided	35	10.94%
Total	320	100%

Model/promote non-institutional athletics apparel and equipment regardless if they are identified as athletes or they were chosen due to athletics status.

Answer	Count	Percent
Agree	241	75.31%
Disagree	46	14.37%
Undecided	33	10.31%
Total	320	100%

Use their status as athletes to promote third party products or services via traditional commercials. (e.g. appear in radio commercial for local grocery store)

Answer	Count	Percent
Agree	228	71.47%
Disagree	55	17.24%
Undecided	36	11.29%
Total	319	100%

Provide testimonials for a product or service the student-athlete has used (e.g. endorsing a medical practice that was able to repair the student-athlete’s knee and get them back on the field).

Answer	Count	Percent
Agree	234	73.58%
Disagree	57	17.92%
Undecided	27	8.49%
Total	318	100%

Categories of Promotions

Should the legislation prohibit student-athletes from using their athletics status to promote certain type of products or services (e.g. alcohol, tobacco, sports gambling)?

Answer	Count	Percent
Yes	285	90.76%
No	23	7.32%
Undecided	6	1.91%
Total	314	100%

Use of Institutional Marks

Should student-athletes be allowed to use institutional marks (e.g. logos, slogans) in the promotion of their own work product or service provided approval is obtained through established institutional processes in a manner consistent to students generally?

Answer	Count	Percent
Yes	175	55.91%
No	101	32.27%
Undecided	37	11.82%
Total	313	100%

Should student-athletes be allowed to use institutional marks (e.g., logos, slogans) in third party promotions provided approval is obtained through established institutional processes in a manner consistent to students generally?

Answer	Count	Percent
Yes	166	53.21%
No	102	32.69%
Undecided	44	14.10%
Total	312	100%

Compliance

Indicate your level of confidence in your athletics department fulfilling the following compliance responsibilities associated with these concepts.

Providing education to students, boosters and staff

Answer	Count	Percent
Confident	164	52.90%
Somewhat Confident	125	40.32%
Not Confident	21	6.77%
Total	310	100%

Understanding and using the “market rate” to ensure that compensation is not a substitute to “pay for play.”

Answer	Count	Percent
Confident	73	23.55%
Somewhat Confident	128	41.29%
Not Confident	109	35.16%
Total	310	100%

Ensuring the use of institutional marks is being done consistent with institutional policy

Answer	Count	Percent
Confident	128	41.29%
Somewhat Confident	124	40.00%
Not Confident	58	18.71%
Total	310	100%

Establishing a monitoring process for your department

Answer	Count	Percent
Confident	76	24.68%
Somewhat Confident	142	46.10%
Not Confident	90	29.22%
Total	308	100%

Should the proposed concepts require student-athletes to report to the institution all activities in which they are using their status as athletes for promotional purposes?

Answer	Count	Percent
Yes	246	79.10%
No	23	7.40%
Undecided	42	13.50%
Total	311	100%

The Association should ensure that member schools, conferences, and student-athletes have access to resources that will minimize the administrative and educational burden associated with the adoption and implementation of this legislation, including resources potentially provided by a third-party administrator.

Answer	Count	Percent
Yes	285	91.35%
No	7	2.24%
Undecided	20	6.41%
Total	312	100%

Professional Services

Should student-athletes be permitted to engage professional services, including agents, provided the agents are marketing the students NIL activities and not marketing the student-athlete's athletics ability or reputation with a professional sports team for purposes of obtaining a professional sports contract?

Answer	Count	Percent
Yes	136	43.73%
No	81	26.05%
Undecided	94	30.23%
Total	311	100%



**REPORT OF THE NCAA DIVISION III
DIVERSITY AND INCLUSION WORKING GROUP
APRIL 9, 2020, TELECONFERENCE**

ACTION ITEM.

- **None.**

INFORMATIONAL ITEMS.

- 1. Welcome and Roster.** The chair, Gerard Bryant, commenced the Diversity and Inclusion Working Group teleconference a 2:04 p.m. Eastern time Thursday, April 9, 2020. The working group noted these extraordinary times and the impact of the coronavirus. The chair also noted that Nnenna Akotaobi had recently resigned her position and was no longer on the working group. On its next teleconference, the working group members will discuss the need to backfill the roster position.
- 2. Report of January 13, 2020, Teleconference.** The working group reviewed the report and had no edits or corrections.
- 3. Association-wide Graduation Rates.** Todd Petr, Managing Director of Research, and Eric Hartung, Associate Director in Research, reviewed the NCAA's work with improving graduation rates and answered key questions raised by the working group on its last teleconference. Discussion highlights included the following:
 - a. Detailed the difference between the federal graduation rate and the graduation/academic success rate.
 - b. Noted that the graduation success rate is an inflated federal rate since it removes students who left/transferred the institution academically eligible to compete. However, the success rate is a more direct reflection of a student-centered rate in that it looks at students when they entered and when they graduate (from any institution). Division III focused on federal grad rates because, to date, it has been the only consistent data to compare between Division III institutions.
 - c. The low rates for Black student-athletes and, in particular, Black student-athletes in football can be found historically across the three divisions.
 - d. In Division III, Black football players have a federal grad rate of 34 percent. Division I has a rate above 50 percent, and Division II has a rate of 29 percent.
 - e. The Division III graduation success rate is 54 percent compared to 60 percent in Division I and 38 percent in Division II.
 - f. Twenty-eight (28) percent of Division III Black football players left in poor academic standing.

The working group also heard the following lessons learned regarding Division I graduation rates:

- a. Football players enter college less prepared (lower GPAs and standardized test scores) so the NCAA implemented ways to better prepare these student-athletes (e.g., raised initial-eligibility standards such as minimum GPAs and increased the number of core courses.
- b. Football players were earning fewer credits to graduate so the NCAA increased the progress-toward-degree rules to ensure that football players would graduate in five years.
- c. Most football players were likely to lose their academic eligibility in the fall term after their season. The NCAA implemented a rule that if a football student-athlete became ineligible, they couldn't play in the next season's first four football games. There also are incentives to make up credits and only lose two games.
- d. Football players spend a lot of time on their sport. To date, the NCAA hasn't found a consistent solution to decrease this issue.
- e. Over a 17-year span, Division I has increased the Black football player grad success rate from 53 to 78 percent.

Division II has not had the same success. One reason may be the students entering college are coming with a lower preparedness; and Division II didn't implement the APR which has been a game changer for Division I.

The working group learned that Division III has some inherent hurdles. Division III it doesn't have the same level of data since Division III student-athletes don't use the eligibility center (EC). The EC provides high school characteristics, socio-economic status and ongoing college performance all key data points that assist in raising graduation success rates. Based on the limited data-collection to-date for Division III, the NCAA does not know what the central reasons are for the low rates. The NCAA has various hypotheses (e.g., over-recruitment, academic unpreparedness, enrollment pressures), but without more certainty of the reasons for the low rates, it's premature to embark on the development of best-practices and/or policy to impact the outcomes we see in the rates.

Possible next steps include:

Initiate a research study using data from the National Student Clearinghouse (NSC) to better define the issue Division III is seeing with the graduation rates data. Research recommends focusing on football right now (this study could always be replicated with a broader sample). The study would allow the working group to determine the "true" graduation rate for Division III football student-athlete by answering the questions:

- a. Did the football student-athletes that didn't graduate from their first school eventually graduate from another school?
- b. When did they separate from the first school?
- c. If they did graduate from a second (or third) school, when did that happen? This would allow the working group to at least narrow down the reasons for the low rate and examine the issue by race/ethnicity.

With the findings from the NSC, the working group could consider a better informed path of action that could include further research via a survey of schools to refine the reasons for the low rates even more. The publication and distribution of the NSC findings could raise awareness and compel schools and/or conferences to take action on their own.

The NSC study would require some additional data-collection from schools that sponsors football, and it would take three months to complete the study. Ideally, the results could be shared publicly by the 2021 NCAA Convention, and available earlier to key committees.

4. **Board of Governors Strategic Plan.** Staff highlighted five key strategic areas and actions related to diversity and inclusion that are expected in the updated Association-wide strategic plan that will be finalized no later than August.
5. **Division III Diversity Recruitment Plan.** The working group decided to move forward with collecting best practices to develop a resource to assist athletics departments in the recruitment and retention of diverse prospective student-athletes. On its next teleconference, working group members will discuss best practices and ways to share this information with the membership.
6. **Other Business.** There was no other business.
7. **Next Steps.** On its next teleconference, the working group will continue its discussion on student-athlete graduation rates, diversity recruitment and retention strategies and if completed, review the updated Association-wide strategic plan.
8. **Future teleconferences.** The next teleconference is slated for July 9, 2020, at 3 p.m. Eastern time.
9. **Adjournment.** The call adjourned at 1:58 p.m. Eastern time.

*Staff Liaisons: Louise McCleary, Division III Governance
Niya Blair, Office of Inclusion
Amy Wilson, Office of Inclusion*

NCAA Division III Diversity and Inclusion Working Group Teleconference date: April 9, 2020	
Attendees:	
Gerard Bryant, John Jay College of Criminal Justice.	
Javier Cevallos, Framingham State University.	
Jason Fein, Bates College.	
Cat Lanigan, Juniata College.	
Joe Onderko, Presidents Athletic Conference.	
Dan Schumacher, University of Wisconsin, Eau Claire.	
Jason Verdugo, Hamline University.	
Nicolle Wood, Salem State University.	
Absentees:	
Natalie Winkelfoos, Oberlin College.	
NCAA Staff Support in Attendance:	
Niya Blair, Louise McCleary, Amy Wilson.	
Other in Attendance:	
Eric Hartung, Todd Petr.	



REPORT OF THE NCAA DIVISION III
DIVERSITY AND INCLUSION WORKING GROUP
JULY 9, 2020, TELECONFERENCE

ACTION ITEM.

- **Nonlegislative item.**

- National Student Clearinghouse (NCS) Research Study.

- (1) Recommendation. To initiate a research study of the 2013 Division III football cohort – approximately 1,800 - using data from the National Student Clearinghouse (NSC) to better define the Division III student-athlete graduation rates data issue.

- (2) Effective Date. August 1, 2020.

- (3) Rationale. The working group recommends focusing the study on football due to the student-athlete voluntary graduation rate reports indicating African American football players have the lowest graduation/retention rates. This research study would allow the working group to determine the “true” graduation rate for Division III football student-athletes by answering the following questions:

- a. Did the football student-athletes that did not graduate from their first school eventually graduate from another school?
- b. When did the players separate from the first school?
- c. If they did graduate from a second (or third) school, when did that happen?

The additional research would allow the working group to narrow down the reasons for the low graduation rates and examine the issue by race/ethnicity. The working group then could consider a better-informed path of action that may include further research via a survey of institutions to refine the reasons for the low graduation rates even more. If further research is unnecessary, the publication and distribution of the NSC study findings could raise awareness and compel institutions and/or conferences to act on their own.

- (4) Budget Impact. \$1,500.

- (5) Student-Athlete Impact. None.

INFORMATIONAL ITEMS.

1. **Welcome and Roster.** The chair, Gerard Bryant, commenced the Diversity and Inclusion Working Group teleconference at 11:01 a.m. Eastern time Thursday, July 9, 2020. The working group noted these extraordinary times and the impact of COVID-19 and the racial inequality protests and Black Lives Matter movement. The chair also welcomed Jarett Gerald, the new Division III governance postgrad intern.

2. **Report of April 9, 2020, Teleconference.** The working group reviewed the report and had no edits or corrections.

3. **Division III SAAC Discussion on Racial Inequality.** Cat Lanigan, a member of the working group and the Division III national SAAC, and Niya Blair, director in the NCAA office of inclusion, reported that SAAC recently held two videoconferences to discuss racial inequality. Discussions focused on why it is important for student-athletes to be engaged in this conversation and the role of national SAAC. Approximately three-quarters of the committee has engaged in the discussion on how to support the Black Lives Matter movement and address racial inequalities. SAAC wants to collaborate with the working group, and it shared its initial ideas:
 - Develop a formal mentoring program. On its latest videoconference, some SAAC members noted that student-athletes of color feel isolated on campus. There also is a concern that campus administrators do not react accordingly when there are racial injustices on campus (e.g., hanging a confederate flag, racially insensitive memos). SAAC wants to assist administrators in understanding that there are different resource needs (e.g., financial, access). SAAC believes a mentoring program may assist with these concerns, and during its July meeting, the committee will discuss the program parameters.
 - Engage and support “Rock the Vote”. Rock the Vote is built to maximize the power of young people and encourage voting in all elections, not just the presidency.
 - Encourage the NCAA to have inclusive language with NCAA forms and surveys.
 - Leverage the SAAC social media platform to raise awareness.
 - Create a diversity and inclusion position on the SAAC executive leadership board.
 - Produce a national SAAC podcast to encourage discussions on racial injustices.

The working group members discussed steps that they have taken on their campuses to address racial injustices – Zoom meetings, campus-wide discussions, town halls, facilitated conversations in safe spaces, and educational panels. The impact of COVID-19 has made it more difficult to have these discussions. Several noted that their campus has shifted the lens from diversity and inclusion to an anti-racist focus. The working group encouraged SAAC to develop a safe place for students to honestly share their emotions.

- 4. National Student Clearinghouse (NCS) Research Study.** Based on the limited graduation data-collection to-date, Division III does not know the central reasons for its low graduation rates among African American football players. While staff has hypotheses (e.g., over-recruitment, academic unpreparedness, enrollment pressures), there is a need for more certainty for the low rates. It would be premature to embark on the development of best-practices and/or policy to impact the outcomes until there is additional data.

The working group recommends a research study using data from the National Student Clearinghouse (NSC) to better define the Division III graduation rates data. (See nonlegislative action item).

- 5. Division III Diversity Recruiting and Retention Plans.** The working group is still collecting best practices to develop a resource to assist athletics departments in the recruitment and retention of diverse student-athletes. On its next teleconference, it will discuss the best practices and ways to share this information with the membership.
- 6. Other Business.** The working group discussed the return to sport and the disproportionate impact of COVID-19 on student-athletes of color. Working group members noted that they are noticing the negative impact of COVID-19 on their students of color.
- 7. Next Steps.** On its next teleconference, the working group will receive an update on SAAC's racial inequality discussions and action steps; continue its discussion on student-athlete graduation rates, review recruiting and retention strategies and best practices, and if completed, review the updated Association-wide strategic plan.
- 8. Future Teleconferences.** The next teleconference is slated for October 8, 2020, at 12 p.m. Eastern time.
- 9. Adjournment.** The call adjourned at 12 p.m. Eastern time.

Staff Liaisons: Louise McCleary, Division III Governance

Niya Blair, Office of Inclusion

Jarett Gerald, Division III Governance

Amy Wilson, Office of Inclusion

NCAA Division III Diversity and Inclusion Working Group Teleconference date: July 9, 2020	
Attendees:	
Gerard Bryant, John Jay College of Criminal Justice.	
Javier Cevallos, Framingham State University.	
Jason Fein, Bates College.	
Cat Lanigan, Juniata College.	
Joe Onderko, Presidents Athletic Conference.	
Dan Schumacher, University of Wisconsin, Eau Claire.	
Jason Verdugo, Hamline University.	
Nicolle Wood, Salem State University.	
Absentees:	
Natalie Winkelfoos, Oberlin College.	
NCAA Staff Support in Attendance:	
Niya Blair, Louise McCleary, Jarett Gerald, Amy Wilson.	
Other in Attendance:	
None.	

**REPORT OF THE
NCAA DIVISION III FACULTY ATHLETICS REPRESENTATIVE
ADVISORY GROUP
JUNE 9, 2020, TELECONFERENCE**

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

- 1. Welcome and Introductions.** Charles Brown highlighted four items from the NCAA Division III Presidents and Management Councils Summary of Spring 2020 Quarterly Meetings: 1) the affirmation by the Division III Management Council that the consideration of athletics participation in financial aid endowments is prohibited, 2) a change to the policies and procedures of the Division III Nominating Committee to reduce the time frame for eligible nominees to be maintained for committee service from two-years to 12-months, 3) the Academic and Membership Affairs interpretive Q&A document that addresses legislative actions in relation to COVID-19; and 4) the Sport Science Institute and Committee on Competitive Safeguards and Medical Aspects of Sports reminder to institutions of its legislative responsibility and obligation to provide medical care and coverage for its own student-athletes who are participating in sanctioned athletic activities, regardless of whether the events are occurring on campus or at another location.
- 2. Approval of report from March 10, 2020 teleconference.** The report was approved.
- 3. The Impact of COVID-19 on Division III Campuses: Resocialization of Sport.** Multiple advisory group members shared accounts of the circumstances and plans related to the resocialization of students and student-athletes on their campuses. The following themes were noted:
 - The level of faculty engagement in the planning process and the willingness of faculty to return to campus varies by institution.
 - Multiple models of instruction are under consideration.
 - While the institutions represented are expecting a return to campus on-time this Fall, there was a clear expression of uncertainty.
 - Several issues were cited related to the resocialization of sport including policies related to travel for off-campus competition, proper management of visiting teams, appropriate sports medicine protocols, adequacy of sports medicine facilities and alignment between policies for intercollegiate athletics and the institution broadly.

4. **The Impact of COVID-19 on Division III Campuses: Recent Actions by the Division III Administrative Committee.** The group noted appreciation for the approval of a blanket waiver to reduce the minimum number of contests required for sports sponsorship and championships eligibility by 33 percent. The reduction has a potentially positive impact on academics in that it may reduce the amount of missed class time due to competition and may result in an appropriate balance of academics and athletics during what is sure to be a unique academic year marked by uncertainty and alternate academic calendars.
5. **Name, Image and Likeness (NIL) Considerations for Division III.** Without time for a robust discussion of the topic, various resources were identified to prepare for the next meeting: 1) an upcoming NCAA Regional Rules Seminar session, 2) a potential upcoming webinar sponsored by the Faculty Athletics Representatives Association, 3) findings from the current NIL survey of the Division III membership; and 4) online documents available on ncaa.org.
6. **Other Business.** It was noted that the next quarterly meeting will be held September 8, 2020 at 2 p.m. Eastern and conducted via videoconference.
7. **Adjournment.** The meeting adjourned at 3:00 p.m.

Advisory Group Chair: Charles Brown, Penn State, Behrend

Staff Liaison: Eric Hartung, Research

NCAA DIVISION III FACULTY ATHLETICS REPRESENTATIVE ADVISORY GROUP June 9, 2020	
Attendees	Absentees
Kurt Beron, University of Texas, Dallas	
Hope Bussenius, Emory University	
Charles Brown, Penn State, Behrend	
Judy Hopp, University of Wisconsin, Stout	
Mike Litz, Penn State, Abington	
Wanda Rutledge, New Jersey City University	
Mike Snyder, Illinois College	
Kim Wenger, Northwest Conference	
NCAA Staff Support in Attendance:	
Eric Hartung, Louise McCleary	



REPORT OF THE
NCAA DIVISION III LGBTQ WORKING GROUP
MAY 5, 2020, VIDEOCONFERENCE

ACTION ITEMS.

- **None.**

INFORMATIONAL ITEMS.

- 1. Welcome and review of roster.** The NCAA Division III LGBTQ Working Group chair welcomed the group and conducted roll call.
- 2. Review and approval of the February 21, 2020, teleconference report.** The working group reviewed and approved the teleconference report of its February 21, 2020, teleconference.
- 3. Review of mission statement.** The working group reviewed the mission statement.
- 4. Division III LGBTQ OneTeam Program.** The working group received updates on the Division III LGBTQ OneTeam Program, including the total number of programs conducted since inception as well as the effect of the COVID-19 pandemic on programs conducted since January 2020. Staff noted that although a few facilitators have conducted programs remotely, overall, the pandemic has forced a period of inactivity.
- 5. Division III LGBTQ OneTeam Recognition Awards.**
 - a. Nominations.** Staff provided an update on the nomination process, including the current number of submissions and a communication plan to encourage more nominations.
 - b. Selection subcommittee.** Four working group members agreed to serve on the Division III LGBTQ OneTeam Recognition Awards selection subgroup. The subgroup will participate in a June teleconference to select the award recipients.
- 6. Future teleconferences.** Staff will send a doodle request to determine availability for teleconferences in August, November and January 2021.
- 7. Other business.** The working group received a budgetary update, including implications of the COVID-19 pandemic on DIII LGBTQ initiatives. In addition, members discussed the pandemic's impact on LGBTQ student-athletes, coaches and athletics administrators and exchanged ideas on how to approach the topic on campus.

Staff Support: Louise McCleary, Division III Governance

Jean Merrill, Office of Inclusion

Shay Wallach, Office of Inclusion

NCAA Division III LGBTQ Working Group May 5, 2020, Videoconference	
Attendees:	
R. Brit Katz, University of South Carolina - Upstate.	
Kyrstin Krist, Methodist University.	
Emet Marwell, Mount Holyoke College.	
Scott McGuinness, Washington and Jefferson College	
Kathleen Murray, Whitman College	
Crystal Lanning, University of Wisconsin – River Falls	
Donna Ledwin, Allegheny Mountain Collegiate Conference	
Neil Virtue, Mills College.	
Absentees:	
Mika Costello, Willamette University.	
NCAA Staff in Attendance:	
Louise McCleary, Jean Merrill and Shay Wallach.	



Gameday the DIII Way
Manual Language Subcommittee
June 11, 2020, Meeting Notes

Common Purpose of Gameday the DIII Way.

Create a respectful and engaging educational environment through athletics, for everyone.

Service Standards and Behaviors.

1. Safety: Provide an environment for the health and wellbeing of our student-athletes and all others.
2. Responsiveness: Anticipating and effectively addressing situations that arise.
3. Dignity: Demonstrating respect and value for others.
4. Experience: Creating a positive atmosphere.

Manual Language Discussion.

Pre-Championships Manual: Insert Gameday the DIII Way after 4.3 Honesty and Sportsmanship and before Section 4.4 Misconduct/Failure to Adhere to Policies. (*Primary Focus*)

Example: NCAA and (Championship Event) promotes an atmosphere that is respectful and engaging educational environment through athletics, for everyone through Gameday the DIII Way. Gameday the DIII Way establishes the expectation for spectators, student-athletes and coaches be held accountable to make the gameday experience safe, respectful and a positive experience for all in attendance. Do your part to maintain safety, responsiveness, dignity and experience while participating or attending this championship event.

Other manual options:

Develop a document/appendix with Gameday the DIII Way Principles to be included in championship manuals.

Host Operations: Game management, crowd control or microsites guidelines Appendix C.

Site Rep Manual: Participating team teleconference agenda or administrative meeting agenda.

Participant Manual: General public or stadium event rules section, insert Gameday the DIII Way logo and principles. Participant Expectations and Guidelines, Section 16.5 Sportsmanship.

Key questions that started the manual discussion:

1. Who the audience should be?
2. What manuals it should be included in (Host Ops, Pre-Champs, Participant, Site Representative).
3. What key points of Gameday should be included? Does this differ depending on the audience?
4. What should the section look like – bullet points for the four service standards?

Host Expectations.

To host a Division III NCAA championship a host must do the following:

1. Prior or after receiving a bid to host - host staff must complete Gameday the DIII Way online training through Division III University.
2. Add Gameday the DIII Way to pre-championship participant call agendas.
3. Possibility of adding Gameday signage to available championship host signage options.
4. Goal is to establish expectations and to hold people (fans, student-athletes, coaches, etc.) accountable.

Other ideas/steps for implementing Gameday the DIII Way.

1. SAAC video – expectation of fans.

- a. Include on championship microsite.
- b. Statement for fans.
- c. PSA/audio recording for livestream with Gameday the DIII Way logo.
- d. Script for student-athletes to read. SAAC creates. Institutions can create their own PSA to share on their social media.
- e. Example: NEAC conference video.

2. Promotion.

- a. Signage – encourage institutions to purchase Gameday signage on the Division III purchasing website. Increase in-venue Gameday signage.
- b. Link Gameday the DIII Way information in online programs and include logo.

3. Additional Thoughts.

- No better time than now to bring this to people's attention or reiterate.



Gameday the DIII Way
Manual Language Subcommittee
June 17, 2020, Meeting Notes

Common Purpose of Gameday the DIII Way.

Create a respectful and engaging educational environment through athletics, for everyone.

Service Standards and Behaviors.

1. Safety: Provide an environment for the health and wellbeing of our student-athletes and all others.
2. Responsiveness: Anticipating and effectively addressing situations that arise.
3. Dignity: Demonstrating respect and value for others.
4. Experience: Creating a positive atmosphere.

Manual Language Discussion Continued.

Pre-Championships Manual: Insert Gameday the DIII Way after 4.3 Honesty and Sportsmanship and before Section 4.4 Misconduct/Failure to Adhere to Policies. (*Primary Focus*)

First Draft: NCAA and (Championship Event) promotes an atmosphere that is respectful and engaging educational environment through athletics, for everyone through Gameday the DIII Way. Gameday the DIII Way establishes the expectation for spectators, student-athletes and coaches be held accountable to make the gameday experience safe, respectful and a positive experience for all in attendance. Do your part to maintain safety, responsiveness, dignity and experience while participating or attending this championship event.

Revised Version: Division III promotes an atmosphere that is a respectful and engaging educational environment through athletics, for everyone through Gameday the DIII Way. Gameday the DIII Way establishes an expectation for championship hosts, coaches, student-athletes and spectators to focus on the common standards of safety, responsiveness, dignity and experience while participating or attending a championship event. We ask that each participant and attendee be personally accountable for their actions and do their part to ensure this event is a positive reflection of Gameday the DIII Way.

Other manual discussion items:

Coaches, administrators, site reps need to be “all in” and do their part.

Establish the expectation that Gameday the DIII Way is what is expected in the championship culture.

Gameday the DIII Way is currently internal facing and needs to pivot towards external to reach parents and spectators to ensure that they should expect and be accountable to keep the gameday and championship experience a positive environment.

Host Expectations Continued.

- Expectation that in order to be considered as a host of a Division III championship round/event – hosts must have completed the Gameday the DIII Way training on DIII University.

Expectations of a site rep:

1. Complete Gameday the DIII Way online training through Division III University.
2. Responsibility of Gameday the DIII Way being the expectation of the game/championship environment.
3. Insert a question into the site rep survey about game environment. Also, insert question into team survey about was the game/championship environment safe and was staff responsive, if needed.
4. At coaches meeting, reiterate Gameday the DIII Way service standards and behaviors are expected.
5. Site reps ensure positive and safe environment by making sure Gameday signage and information is present (i.e., signage outside of venue to greet spectators, PSA read before or during events, logo in program, etc.).

Other ideas/steps for implementing Gameday the DIII Way Continued.

1. External focus.

- Spectators and parents.
 - a. Are unaware of the Gameday the DIII Way since it has been an internal focus.
 - b. Put Gameday principles or statement in program (online or hardcopy) that reaches all audiences.
 - c. Add a new tagline or call to action to Gameday logo to establish a spectator expectation.

Examples: Be a champion in the gameday experience. Champion a positive experience.

2. Promotion.

- a. Include in new Division III members information (one-page document on Gameday).

- b. Participant Manual – insert an appendix on the experience participants should expect and that the host is expected to reinforce a positive and safe environment. Review as a team.
- c. On campus, institutions should include Gameday the DIII Way in their visiting team guide as an expectation when visitors arrive on campus.

3. Additional Thoughts.

- a. NCAA Convention session.
 - Refresher on Gameday the DIII Way, give feedback on how to facilitate, share data, share most challenging pieces, share best practices, etc.
- b. Culture shift for campus and championship events.
 - (1) Peaceful protests at games.
 - (2) How to prepare/manage what fall sports may look like.
 - (3) If no fans, what will pregame look like?
 - (4) Inclusion ideas and efforts.



TRANSFER PORTAL

WHAT IS THE TRANSFER PORTAL



- A compliance tool with an online workflow
- Accessible to NCAA Division I, II and III coaches and administrators
- Allows institutions to include transfer restrictions (Bylaw 14) in the transfer tracer
- Allows Division III institutions to include permission to contact restrictions (Bylaw 13)
- An efficient process to reduce the administrative burden of managing the transfer process

- NOT developed as a recruiting service
- NOT immediate eligibility for student-athletes
- NOT accessible to student-athletes or the general public
- NOT a replacement for communication to student-athletes
- NOT a replacement for the transfer appeal if denied a transfer exception
- NOT a replacement for transfer certification/verification

The Transfer Process



A student-athlete's intent to transfer is communicated to a coach and/or athletic administrator.

It is the institution's responsibility to educate the student-athlete on the transfer process and institutional policies.



With the student-athlete's transfer portal entry, the student-athlete's permission to contact is visible to other institutions.



The transfer portal includes the transfer tracer for institutions to enter the student-athlete's academic and athletic history.

The transfer tracer is necessary to evaluate the student-athlete's eligibility and is visible to compliance administrators.

Understanding the Student-Athlete Status in the Transfer Portal



Did the student-athlete decide to transfer?



STUDENT-ATHLETE
TRANSFER PORTAL STATUS



WITHDRAWN

The student-athlete stayed at the current institution as a student-athlete.



**CURRENT INSTITUTION'S
RESPONSIBILITY TO WITHDRAW**

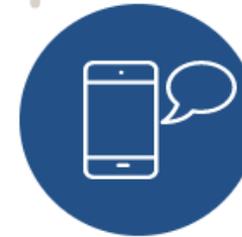


MATRICULATED

The student-athlete transferred to another NCAA member institution.



**RECEIVING INSTITUTION'S
RESPONSIBILITY TO MATRICULATE**



ACTIVE

The student-athlete did not transfer to another NCAA member institution or stay at the current institution.

NO ACTION NEEDED

Division III Student-Athletes in the Transfer Portal



697 STUDENT-ATHLETE ENTRIES (.03% of DIII Student-Athletes)



200 TRANSFERING TO PARTICIPATE AS GRADUATE STUDENT-ATHLETES (**29%**)



37 STUDENT-ATHLETES **WITHDRAWN** FROM THE TRANSFER PORTAL



16 STUDENT-ATHLETES **MATRICULATED** AT ANOTHER NCAA INSTITUTION

▶ **11** TO DIVISION I ▶ **4** TO DIVISION II ▶ **1** TO DIVISION III



2 RECEIVED ATHLETIC AID

Data as of 5/31/2020

3 Most Common Division III Transfer Portal Questions

1

HOW DO I GET ACCESS TO THE TRANSFER PORTAL?

The athletic department staff member(s) designated as the NCAA single-source sign-on (SSO) administrator must add the transfer portal through the NCAA My Apps site. The process for adding the transfer portal is the same as adding other NCAA apps.

2

WHY DON'T I SEE THE PERMISSION TO CONTACT TO ENTER A STUDENT-ATHLETE?

If you are an administrator who will enter students in the transfer portal, you must have edit access. First make sure your SSO administrator adds the transfer portal to your NCAA apps. Edit access provides the permission to contact and my transfers tabs. When adding the transfer portal as an app, the default is set to view only. For individuals needing edit access, the YES needs selected for edit access.

3

HOW DO I GET THE NCAA ID TO ENTER THE STUDENT-ATHLETE?

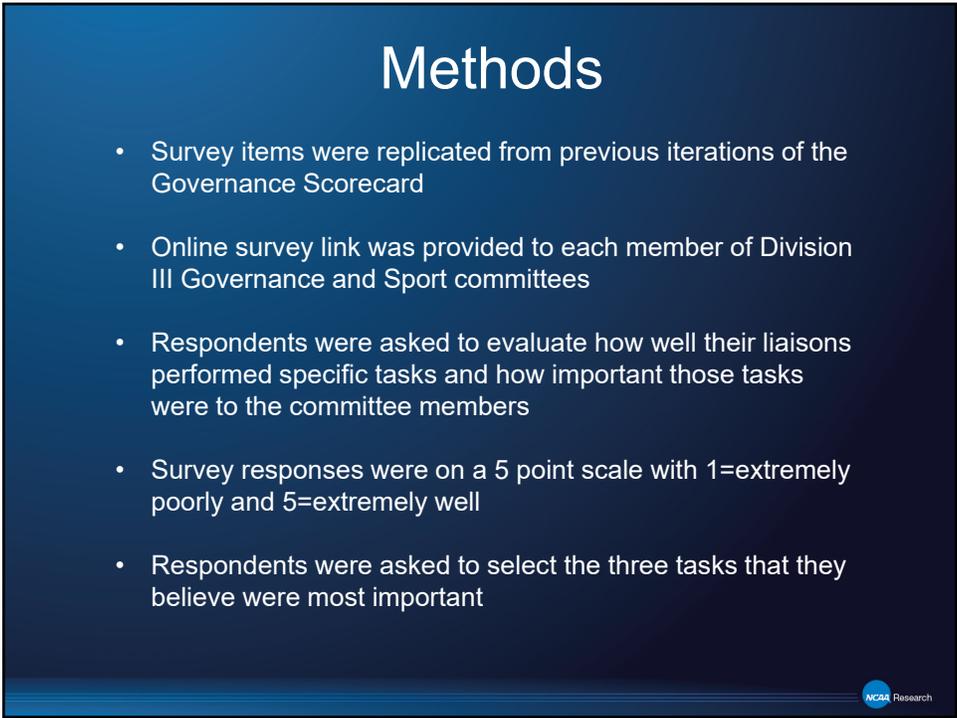
The NCAA ID cannot be created for the student entry in the transfer portal by anyone but the student. The student must register with the NCAA Eligibility Center to receive an NCAA ID by registering for a certification account or profile account. A registration fee is required for a certification account. The profile account does not require a fee. If an NCAA ID is created by a member institution, it will include a letter within the ID. This is not the acceptable 10-digit NCAA ID for transfer portal entry.



QUESTIONS



1



2

Respondent Demographics

Responses were received from:

		2019	2020
President/CEO	=	14	17
Vice-President/Chancellor/Dean	=	N/A	6
Directors of Athletics	=	38	47
Other Athletics Administrator	=	25	28
Coaches	=	59	63
Student-athletes	=	16	36
Faculty Athletics Representative	=	5	6
Conference Commissioners	=	14	13
Other Conference Staff	=	4	3
Athletics Direct Report	=	3	1
Other/Not Provided	=	27	12
Total valid responses	=	207*	232*

**Note: Not all respondents answered all questions.
Some respondents served on more than one committee.*



3

Respondent Demographics

How many NCAA councils or committees have you served on in the past?

None	=	112 (48%)
1	=	44 (19%)
2	=	30 (13%)
3	=	19 (8%)
4 or more	=	26 (12%)

How long have you served on the council or committee that you are currently a part of?

6 months or less	=	53 (21%)
7-12 months	=	42 (17%)
13-24 months	=	78 (31%)
25-36	=	36 (14%)
37 months +	=	41 (16%)

**Note: not all respondents answered all questions*



4

Respondent Appointment and Preparation

Which of the following BEST describes how you were nominated to be a part of this council or committee:

Self-nominated	=	148 (59%)
Conference nominated	=	34 (14%)
Nominated by someone else	=	48 (19%)
Appointed through another position	=	20 (8%)

Indicate how true the statement is regarding your preparation to be part of this council or committee: *I was provided with enough training and information prior to my first meeting to be able to effectively participate at all council or committee meetings.*

True	=	207 (82%)
Somewhat true/untrue	=	42 (17%)
Untrue	=	2 (1%)



5

Committee Name	Members	Responses	Response Rate
Baseball Committee	8	6	75%
Championships Committee	8	9	113%
Convention Planning Subcommittee	16	9	56%
Ethnic Minority and Women's Internship Grant Selection Committee	5	5	100%
Field Hockey Committee	6	6	100%
Financial Aid Committee	12	9	75%
Football Committee	8	4	50%
Interpretations and Legislation Committee	8	9	113%
Management Council	21	17	81%
Management Council Legislative Relief Subcommittee	8	2	25%
Management Council Playing and Practice Seasons Subcommittee	7	1	14%
Membership Committee	10	9	90%
Men's and Women's Swimming and Diving Committee	8	4	50%
Men's and Women's Track and Field and Cross Country Committee	8	8	100%
Men's Basketball Committee	8	9	113%
Men's Golf Committee	6	6	100%
Men's Ice Hockey Committee	4	3	75%
Men's Lacrosse Committee	4	6	150%
Men's Soccer Committee	8	5	63%
Men's Tennis Committee	4	3	75%
Men's Volleyball Committee	4	4	100%
Nominating Committee	8	7	88%
Presidents Council	18	13	72%
Softball Committee	8	6	75%
Strategic Alliance Matching Grant Selection Committee	5	2	40%
Strategic Planning & Finance Committee	15	5	33%
Student-Athlete Advisory Committee	24	32	133%
Student-Athlete Reinstatement Committee	6	3	50%
Women's Basketball Committee	8	8	100%
Women's Golf Committee	5	4	80%
Women's Ice Hockey Committee	5	4	80%
Women's Lacrosse Committee	5	1	20%
Women's Rowing Committee	6	4	67%
Women's Soccer Committee	8	6	75%
Women's Tennis Committee	4	4	100%
Women's Volleyball Committee	8	7	88%
Wrestling Committee	6	2	33%
Total	295	242	82%

Note: Some respondents serve on more than one committee. Some respondents did not specify a committee.



6

All Committees	How well did the staff liaison meet your needs?	
	2019	2020
- Provided direction, guidance and leadership	4.61	4.68
- Encouraged, enabled and facilitated collaboration and discussion	4.61	4.77
- Developed substantive and relevant agendas	4.63	4.76
- Tracked, researched and synthesized pertinent/relevant and high-priority topics and issues	4.53	4.65
- Developed insights and strategies and recommended solutions	4.49	4.57
- Provided appropriate data and information to support decision-making	4.55	4.67
- Effectively and appropriately influenced outcomes in the best interest of intercollegiate athletics	4.59	4.65
- Demonstrated good communication skills including listening	4.63	4.75
- Coordinated logistics including meetings, conference calls, presentation equipment and meeting materials	4.68	4.79
- Produced informative reports and communications in a timely manner	4.58	4.71
Overall	4.59	4.70

Total respondents (2020) = 242 out of 295 members = 82% response rate (2019 rate 67%)



7

Importance of services provided by liaisons

There were four services that committee members thought most important

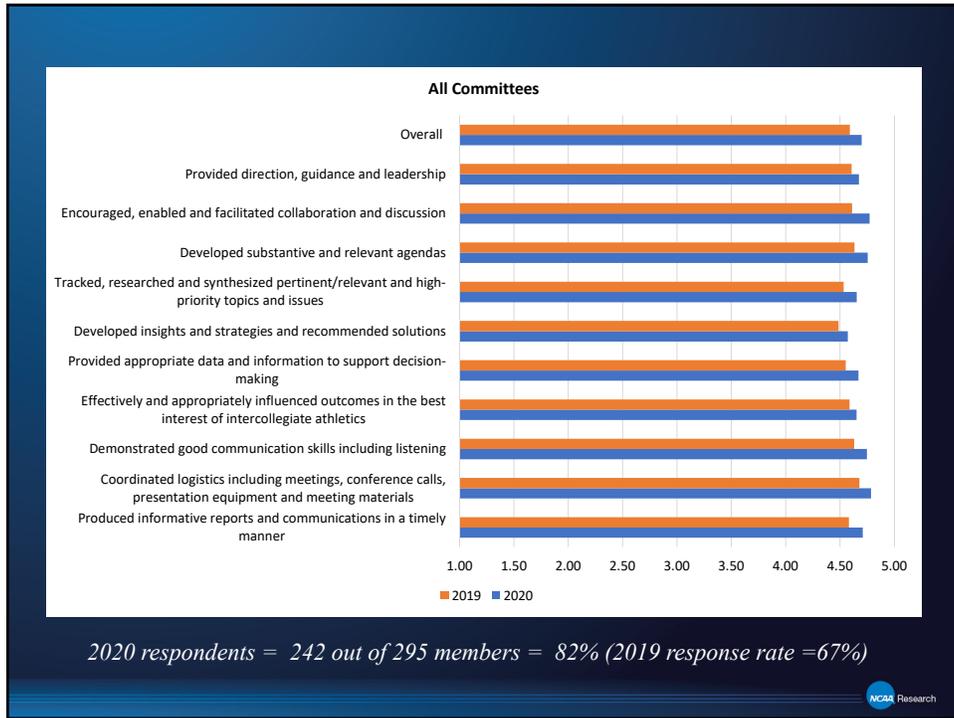
Rate the importance of these services provided by liaisons	Division III
- Provided direction, guidance and leadership	55%
- Coordinated logistics including meetings, conference calls, presentation equipment and meeting materials	39%
- Provided appropriate data and information to support decision-making	39%
- Encouraged, enabled and facilitated collaboration and discussion	36%

Respondents asked to rate the three services they thought most important. Percentage shown indicates the proportion of respondents who rated a service among the three most important.

Other services were mentioned as among the three most important on 25% or less of the surveys.



8



9

Summary of Comments

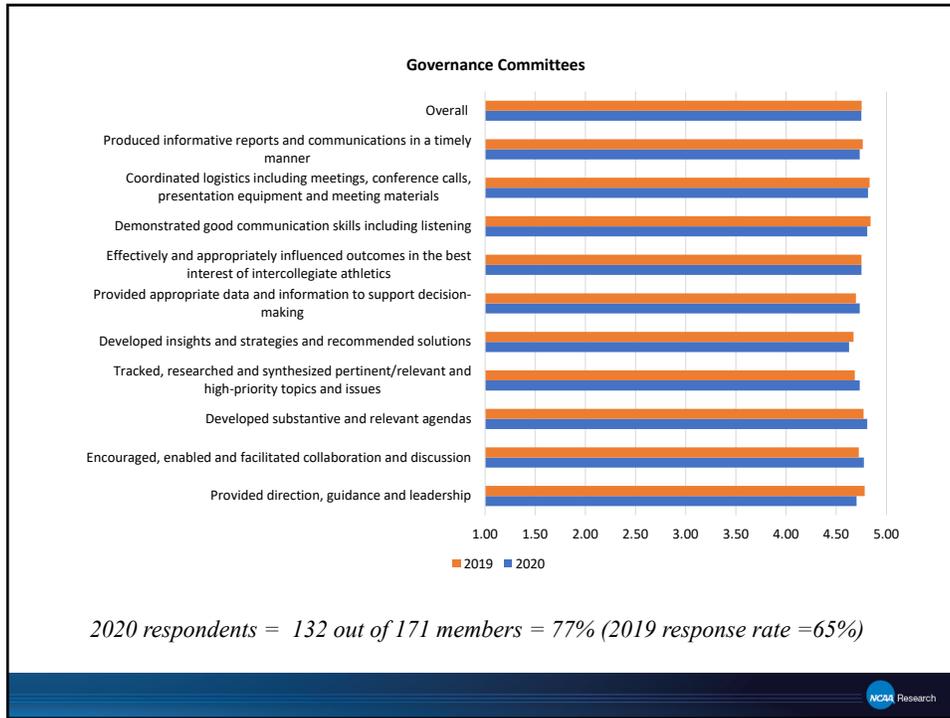
There were a total of 62 comments.

Of the 62 comments:

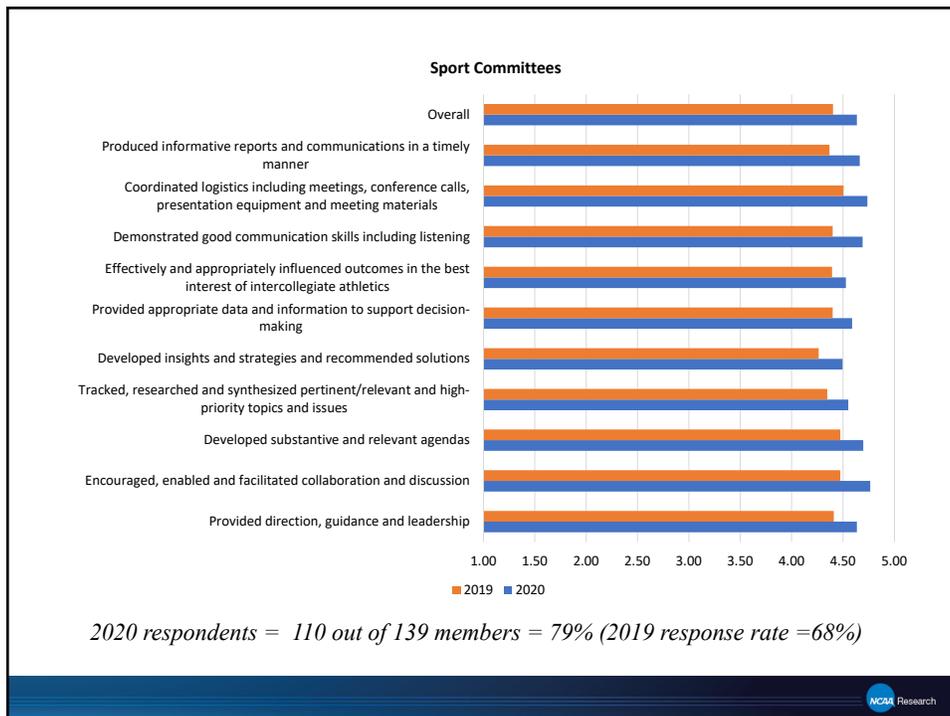
- 40 were positive, generally lauding the liaison for their performance. Several other comments explained they were too new to the committee or their committee did not convene.
- Of the remaining comments most offered specific criticisms of particular activities or incidents of the committees. Among the issues cited:
 - The learning curve and relative inexperience of new liaisons
 - Communication and timing of the consideration of issues
 - Over-involvement of the liaison in the activities of the committee
 - New members should have better onboarding with veteran members
- There were also a number of comments directly related to specific issues that had come before the various committees.

WCAA Research

10



11



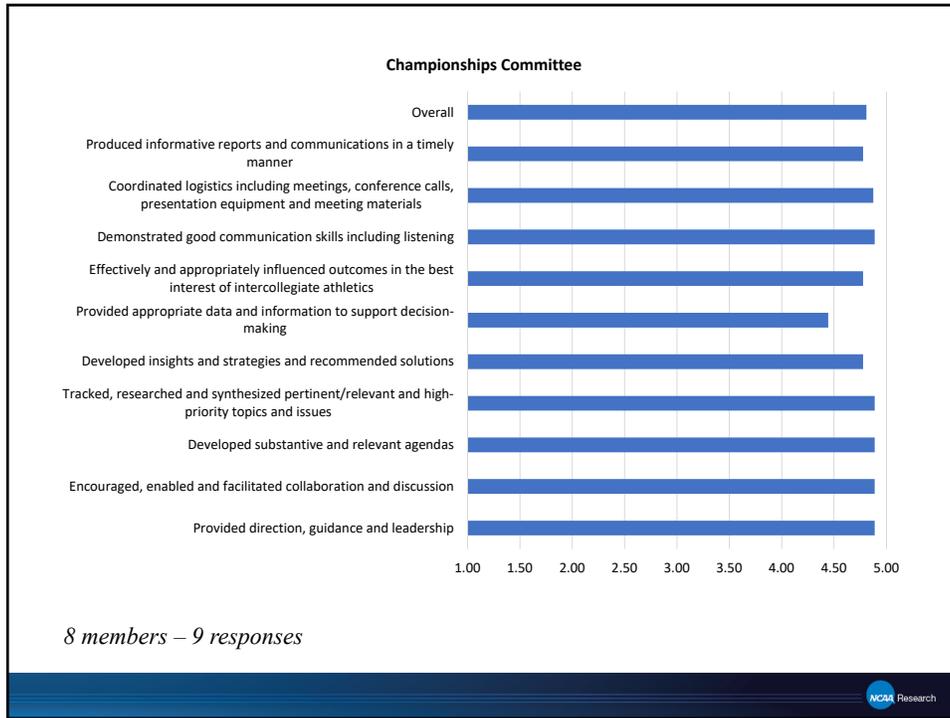
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Governance Committees	Sport Committees
<ul style="list-style-type: none"> • Championships Committee • Convention Planning Subcommittee • Ethnic Minority and Women's Internship Grant Selection Committee • Financial Aid Committee • Interpretations and Legislation Committee • Management Council • Management Council Legislative Relief Subcommittee • Management Council Playing and Practice Seasons Subcommittee • Membership Committee • Nominating Committee • Presidents Council • Strategic Alliance Matching Grant Selection Committee • Strategic Planning & Finance Committee • Student-Athlete Advisory Committee • Student-Athlete Reinstatement Committee 	<ul style="list-style-type: none"> • Baseball Committee • Field Hockey Committee • Football Committee • Men's and Women's Swimming Committee • Men's and Women's Track and Field Committee • Men's Basketball Committee • Men's Golf Committee • Men's Ice Hockey Committee • Men's Lacrosse Committee • Men's Soccer Committee • Men's Tennis Committee • Men's Volleyball Committee • Softball Committee • Women's Basketball Committee • Women's Golf Committee • Women's Ice Hockey Committee • Women's Lacrosse Committee • Women's Rowing Committee • Women's Soccer Committee • Women's Tennis Committee • Women's Volleyball Committee • Wrestling Committee

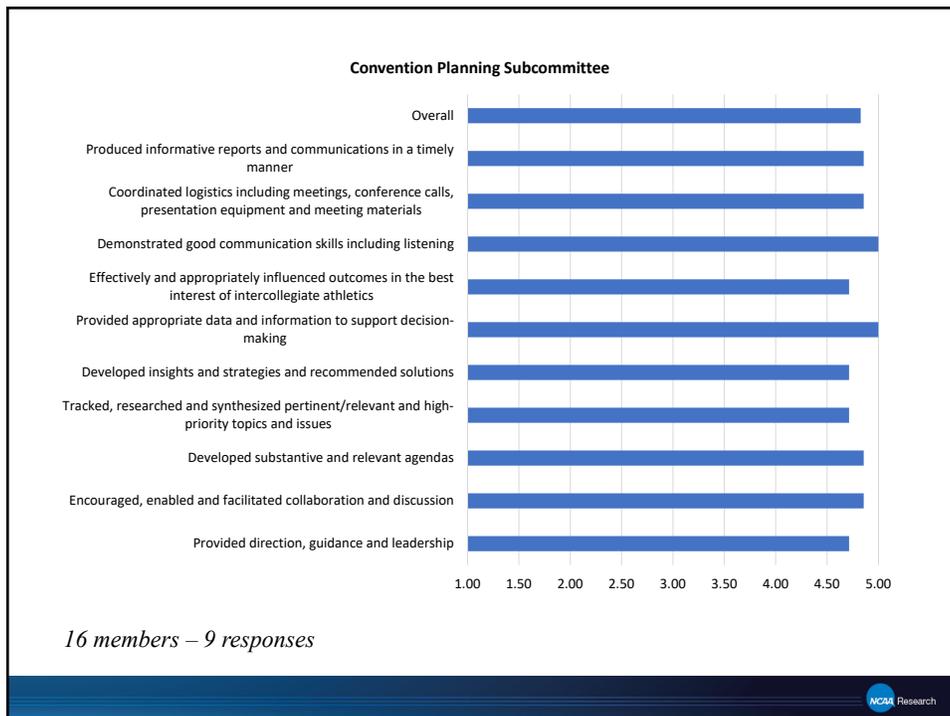
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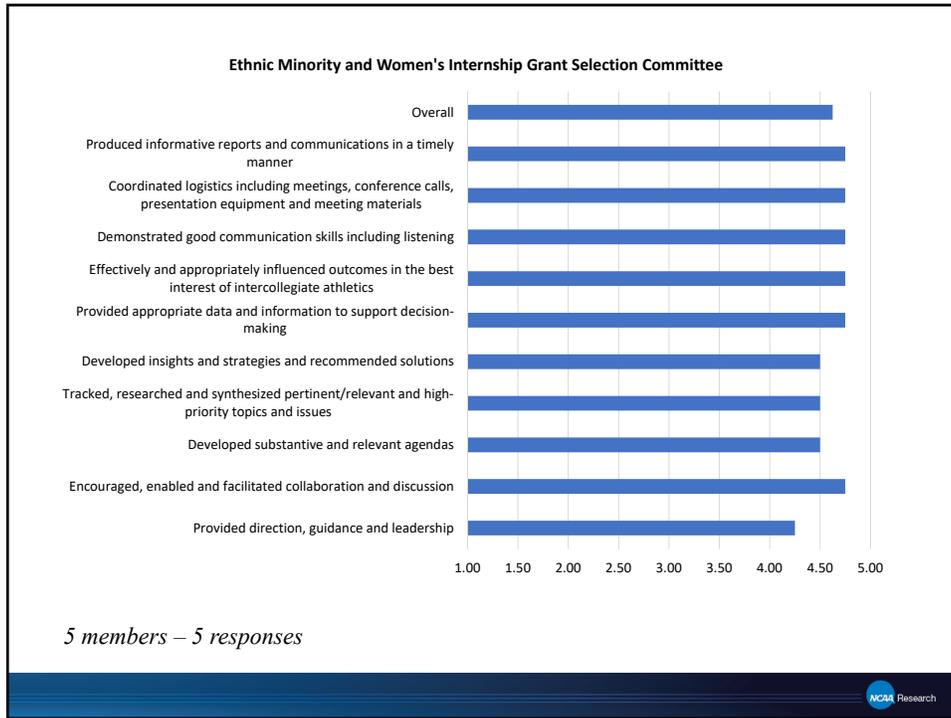
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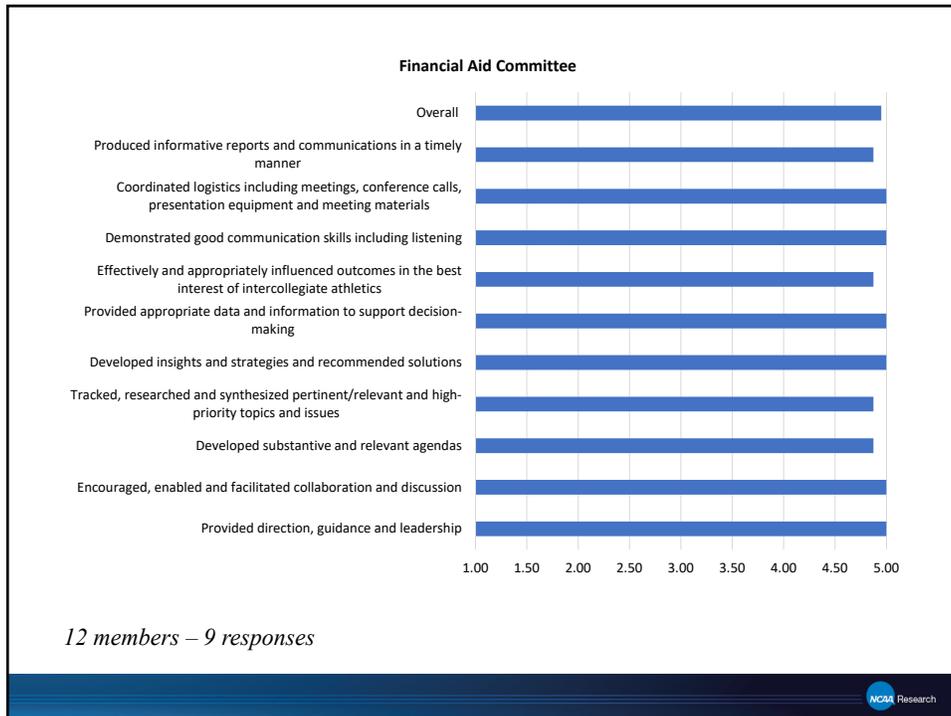
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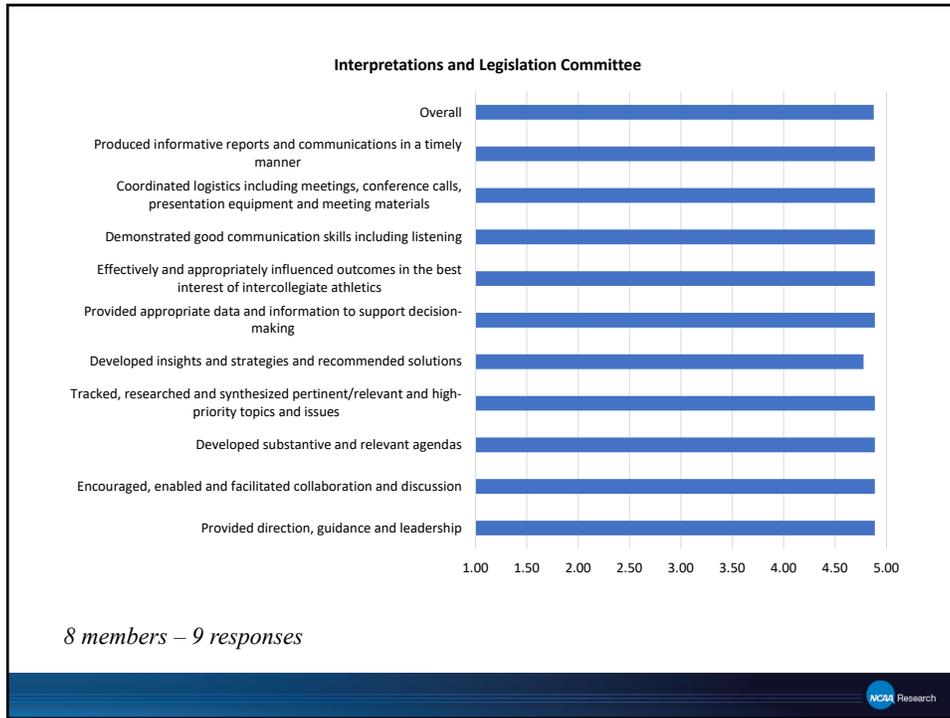
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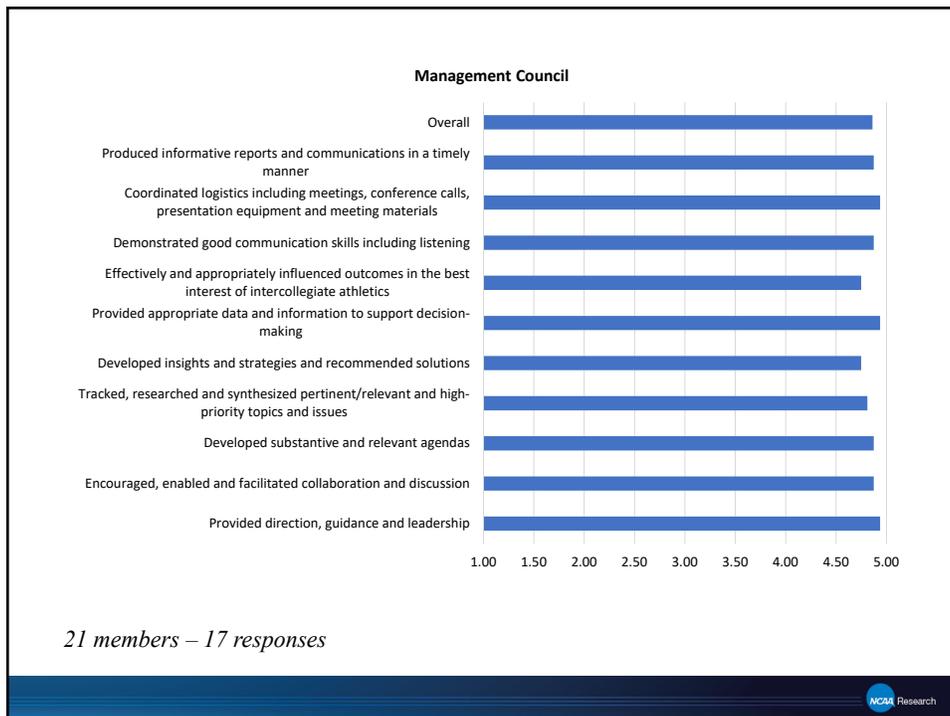
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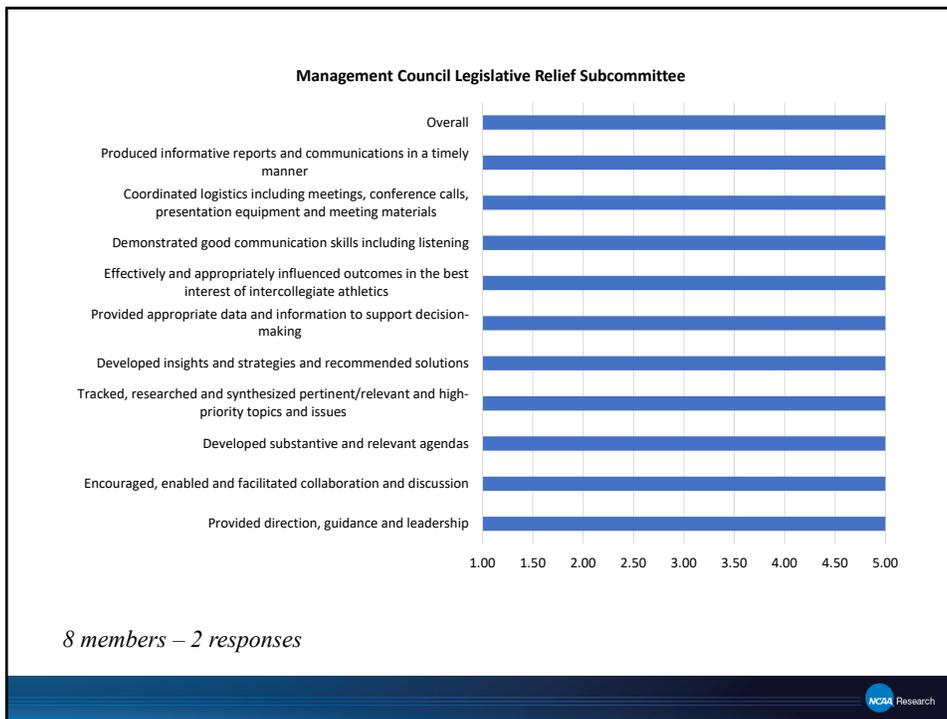
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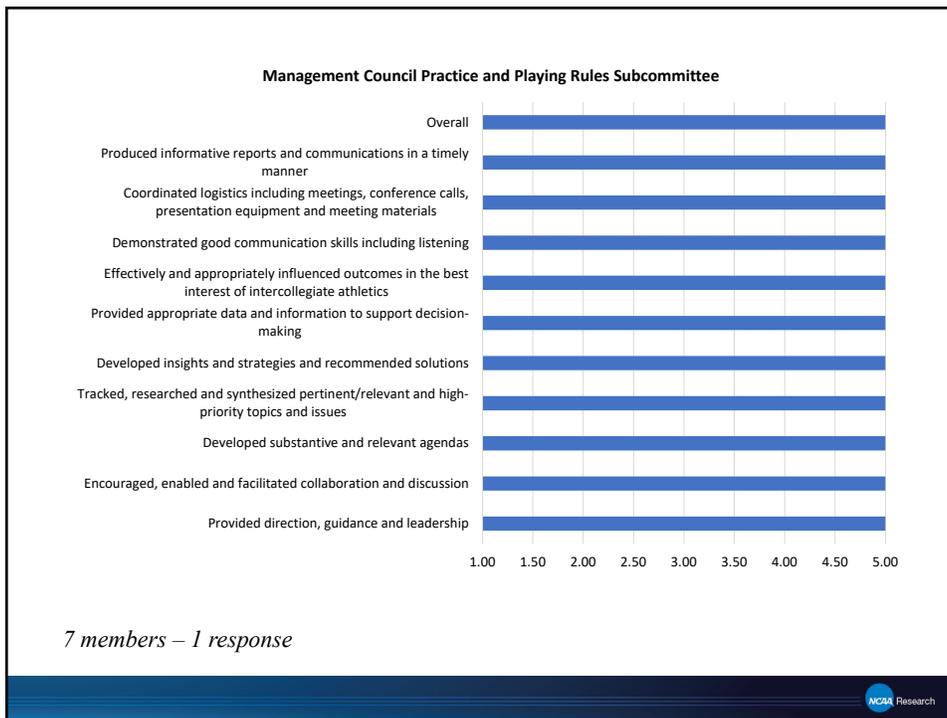
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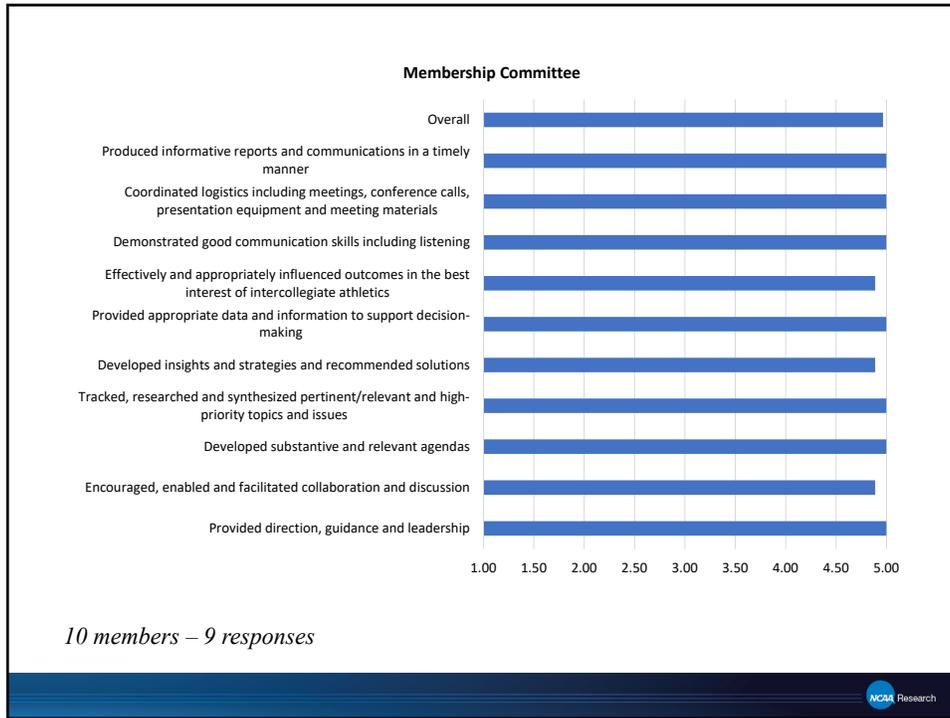
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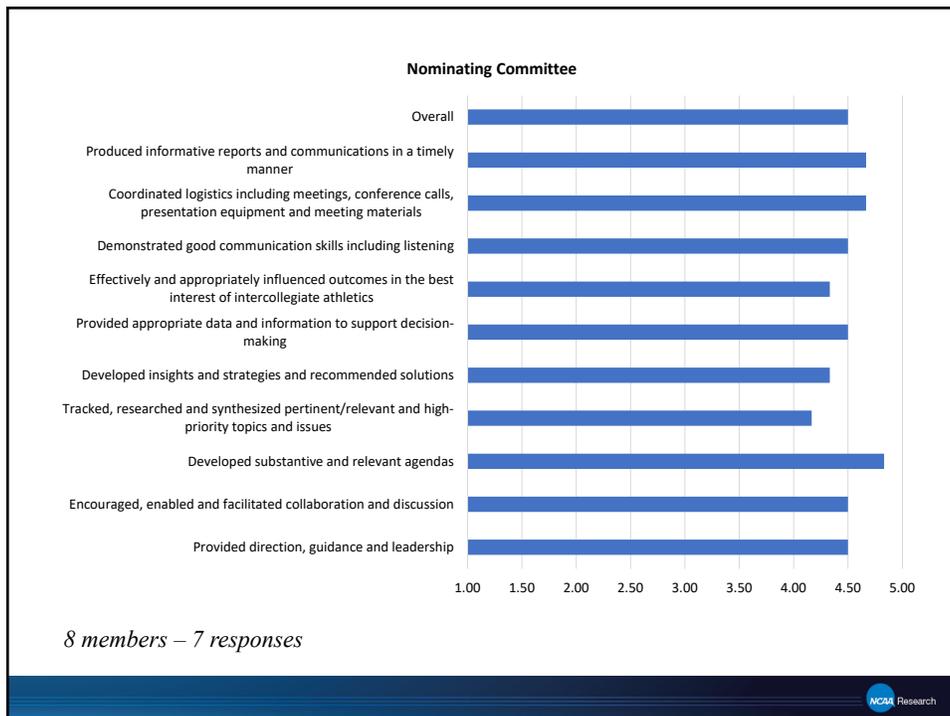
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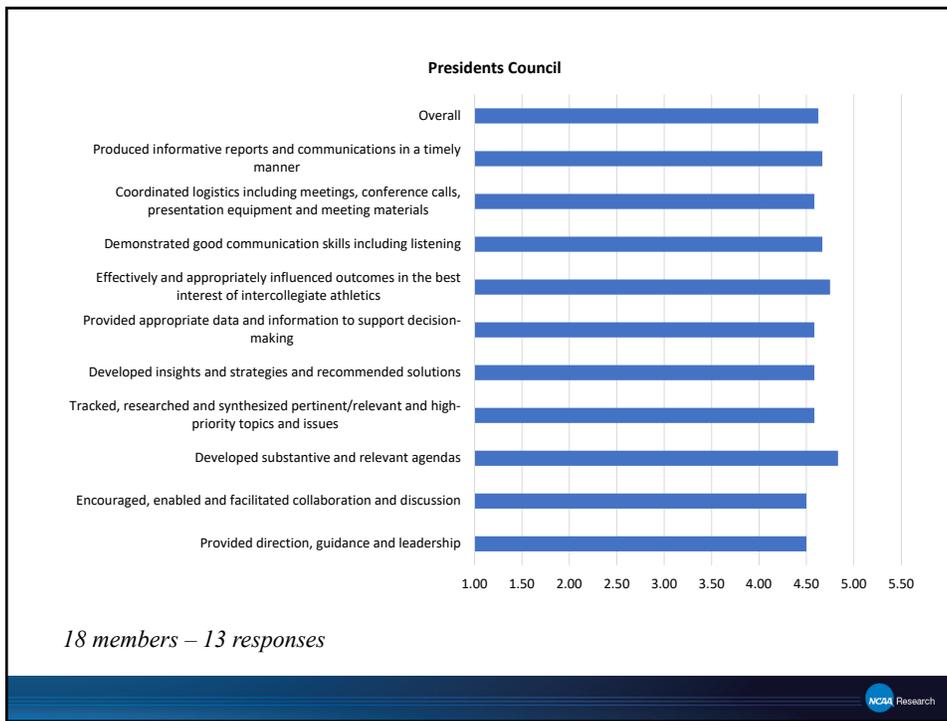
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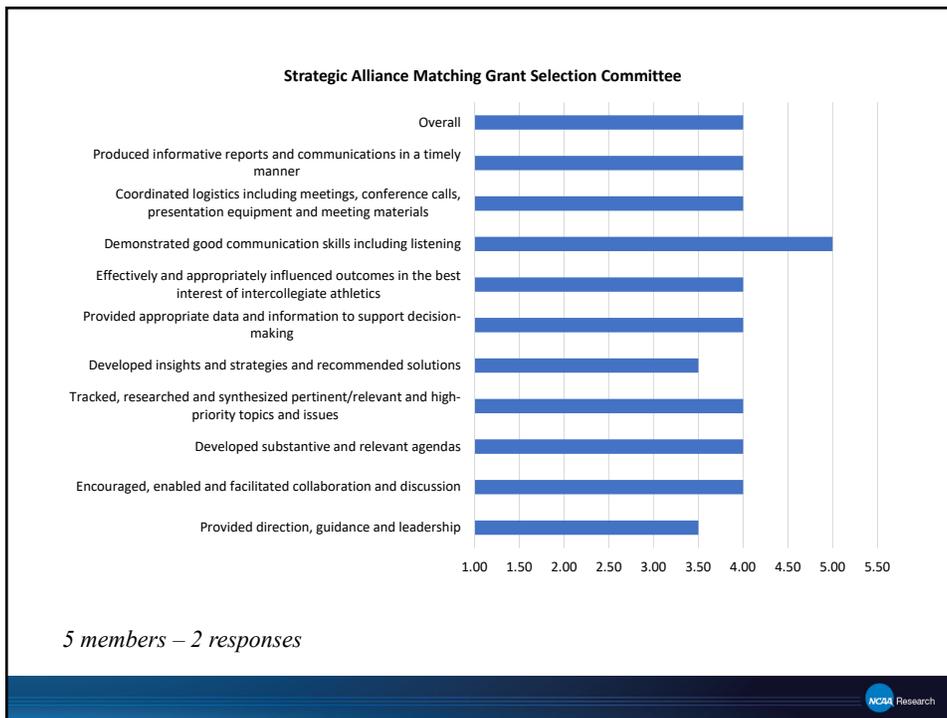
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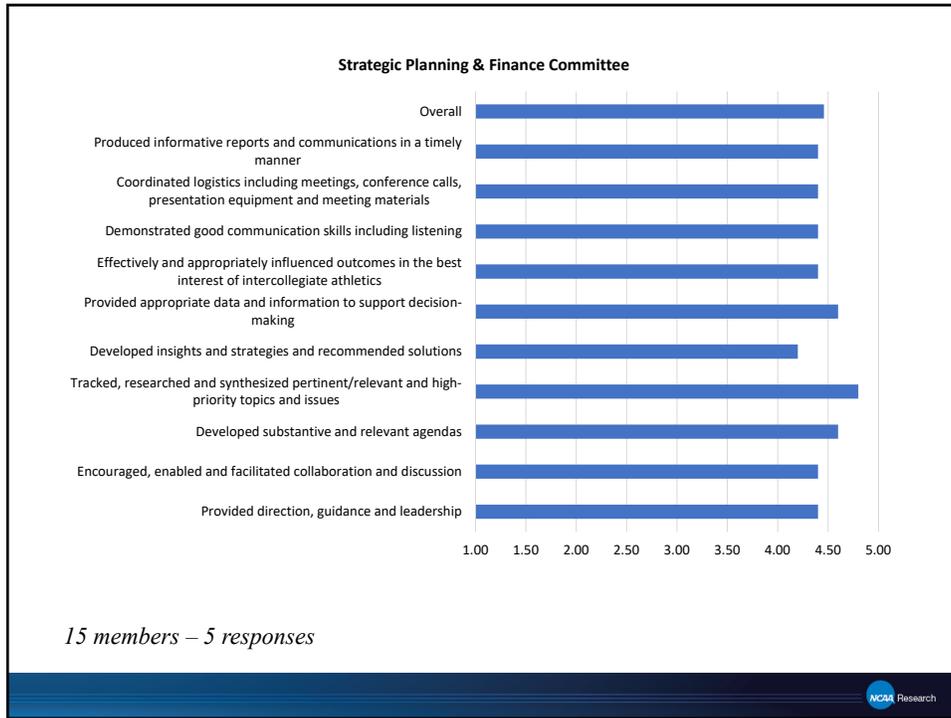
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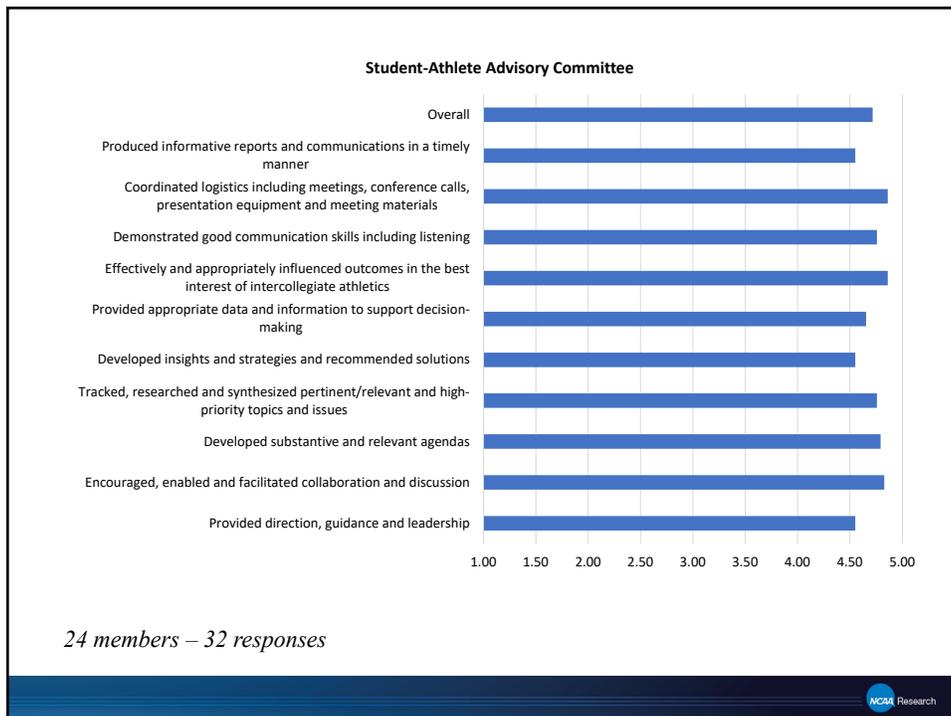
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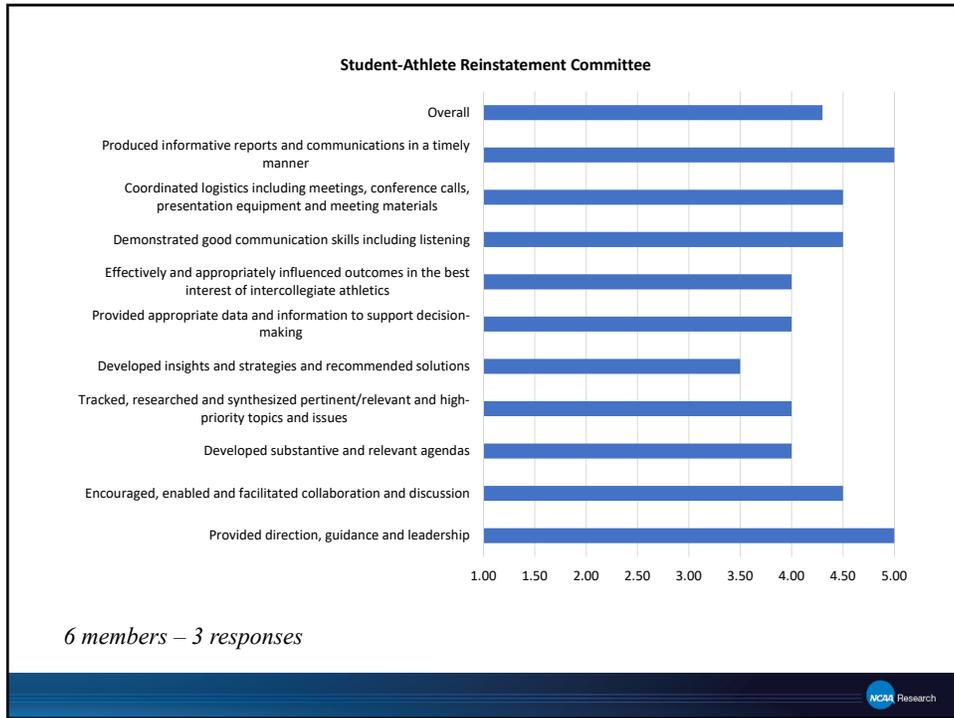
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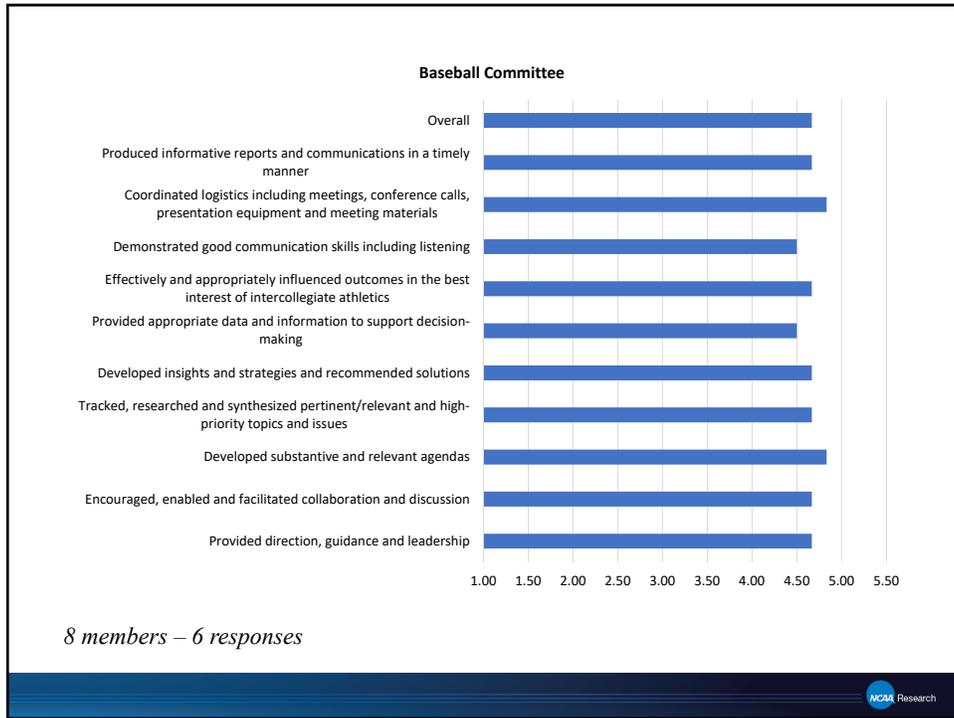


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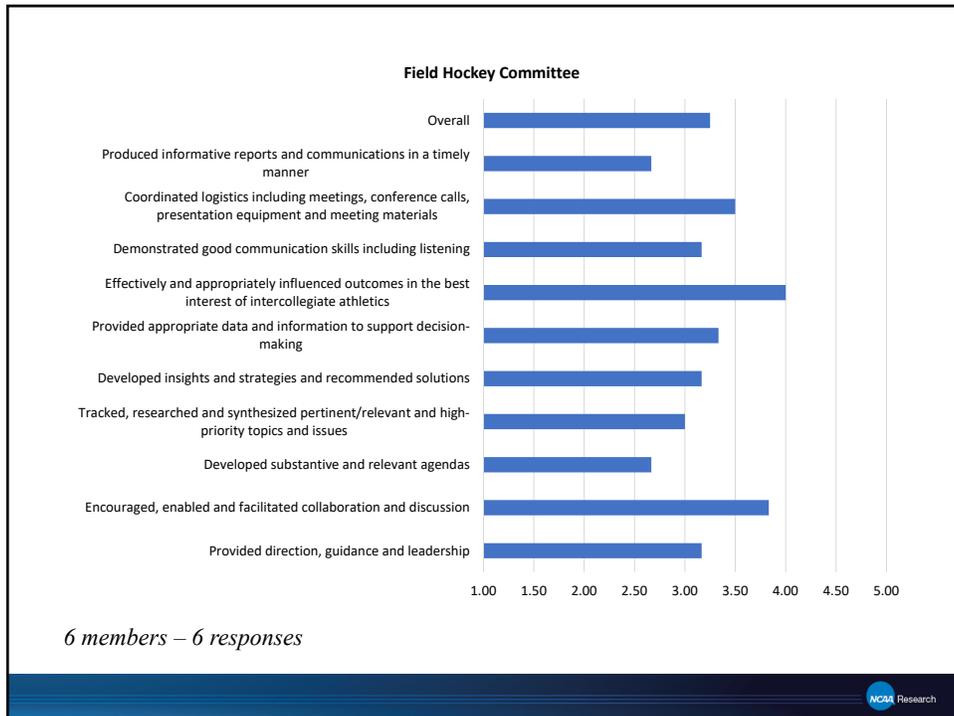
Sport Committees



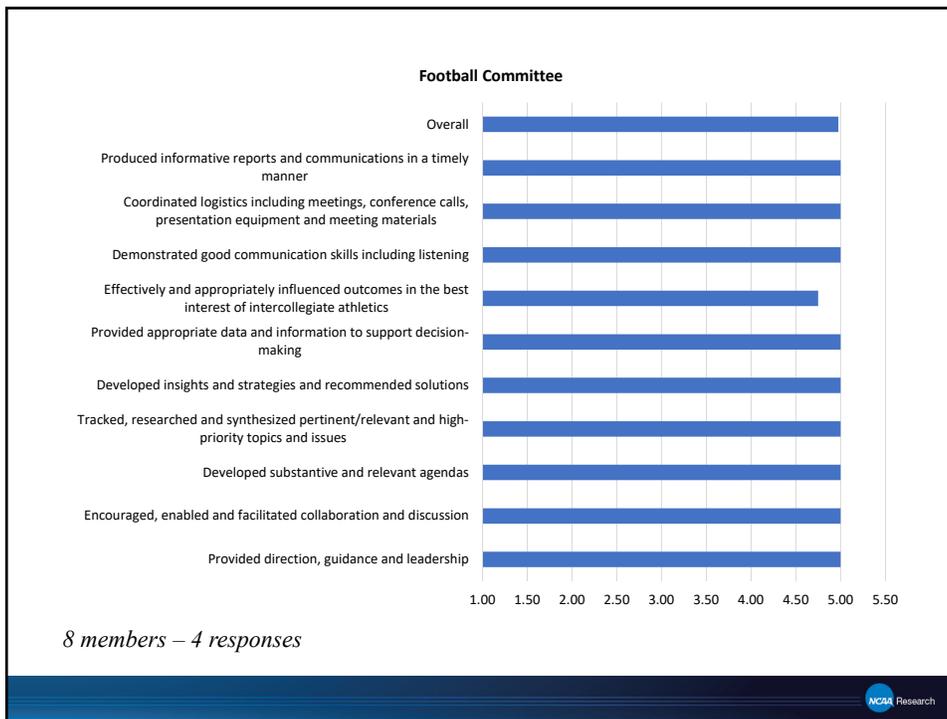
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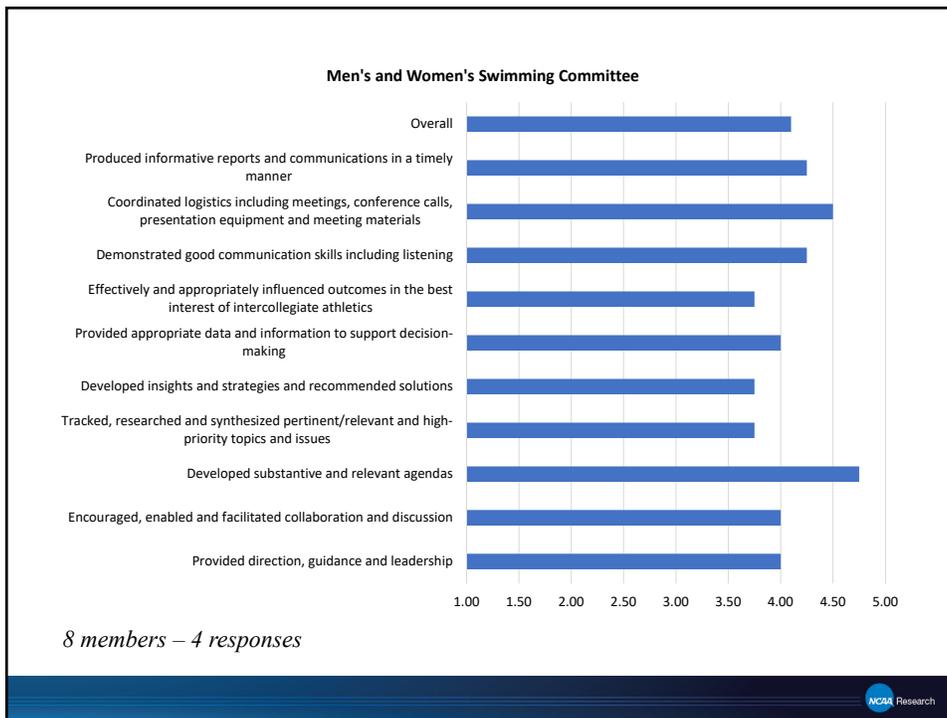
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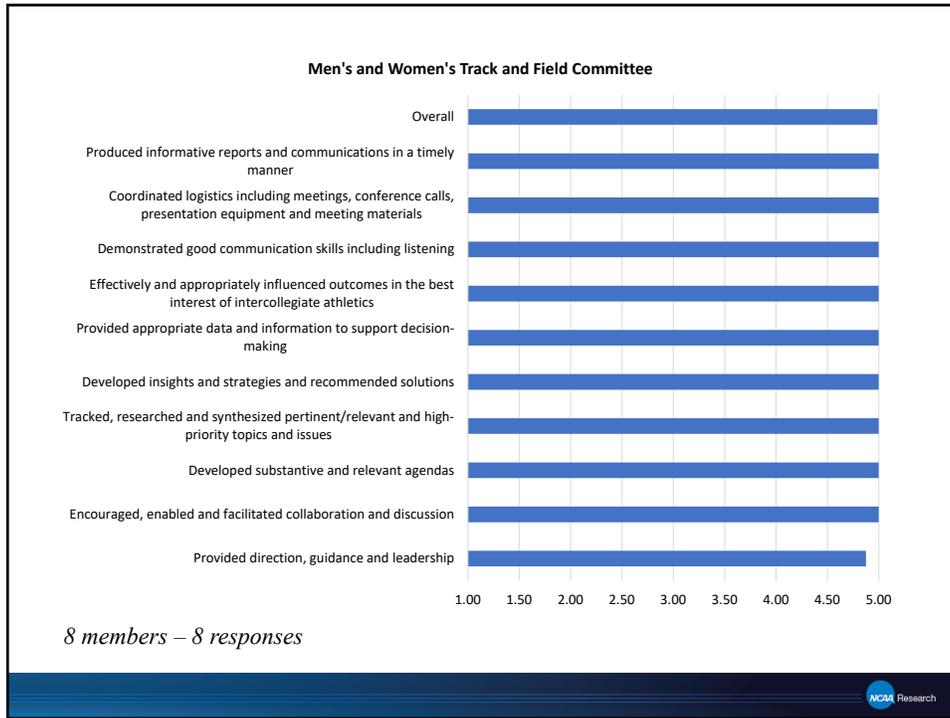
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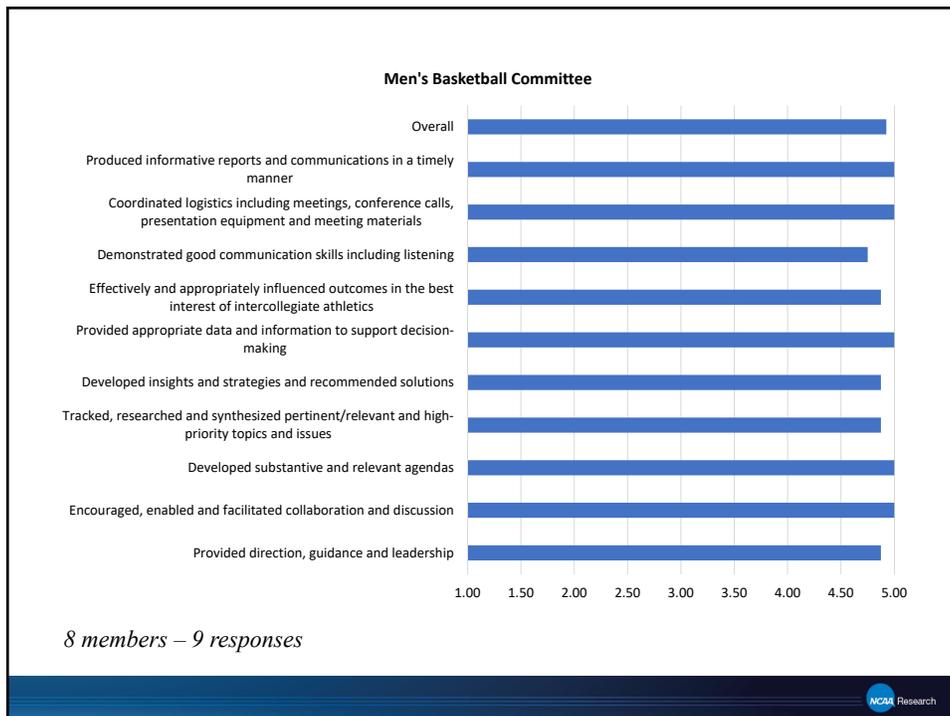
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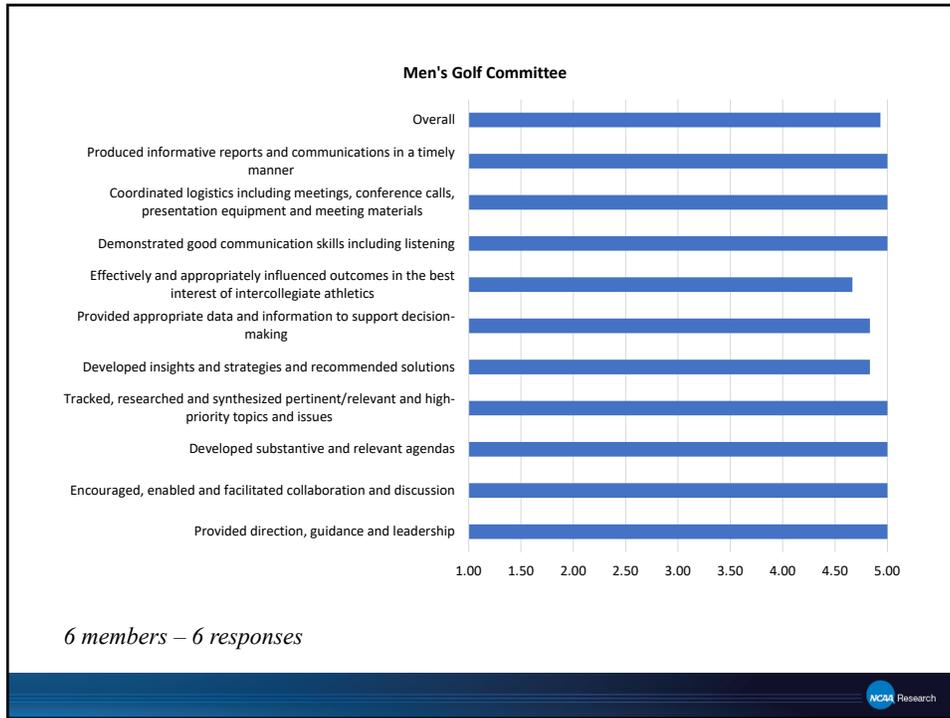
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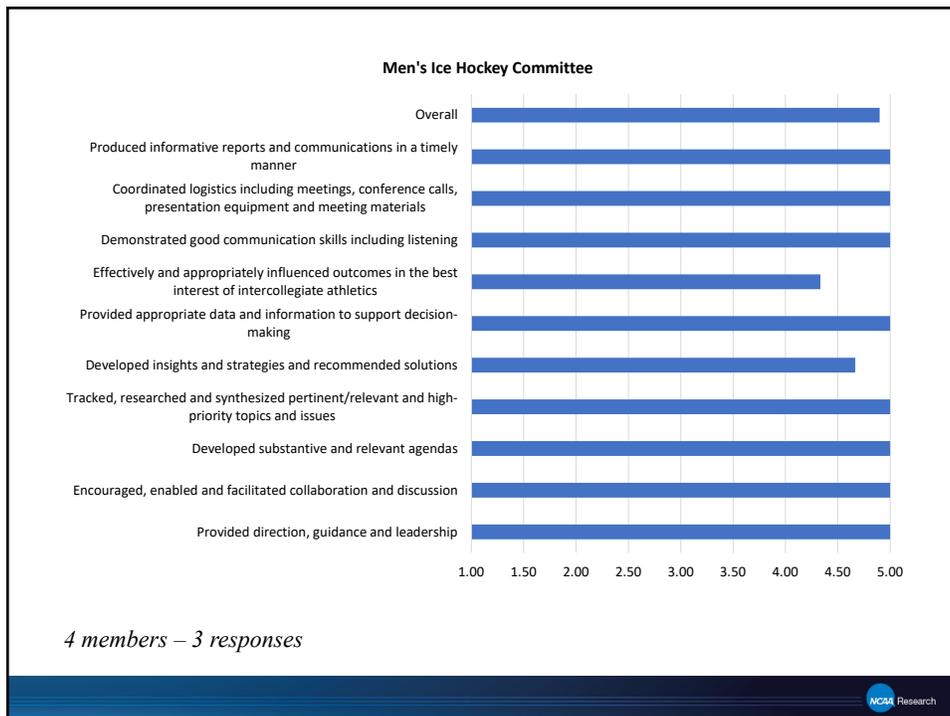
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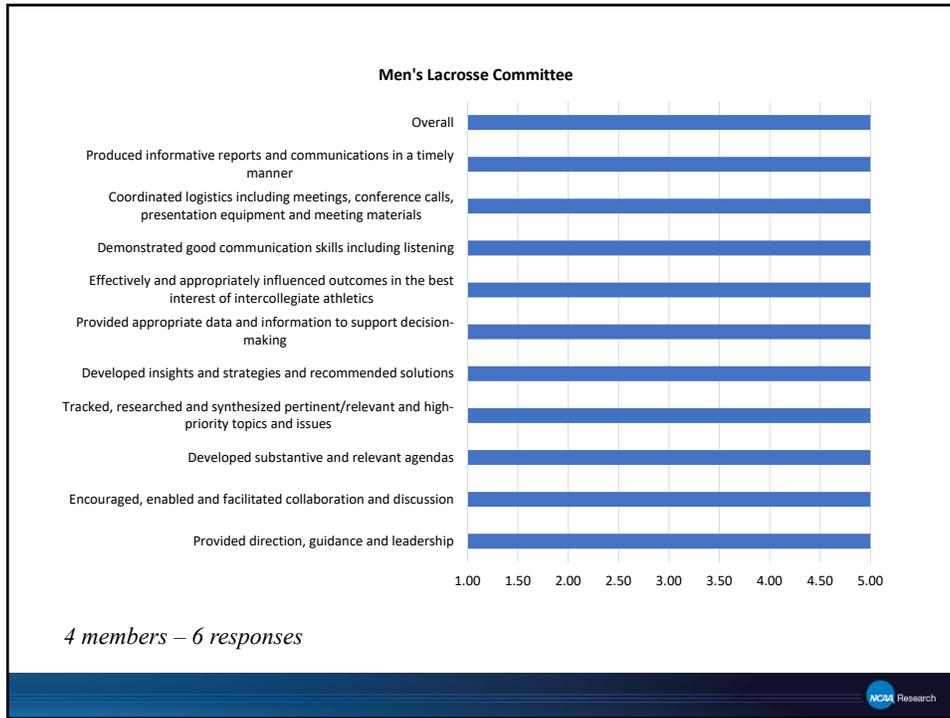
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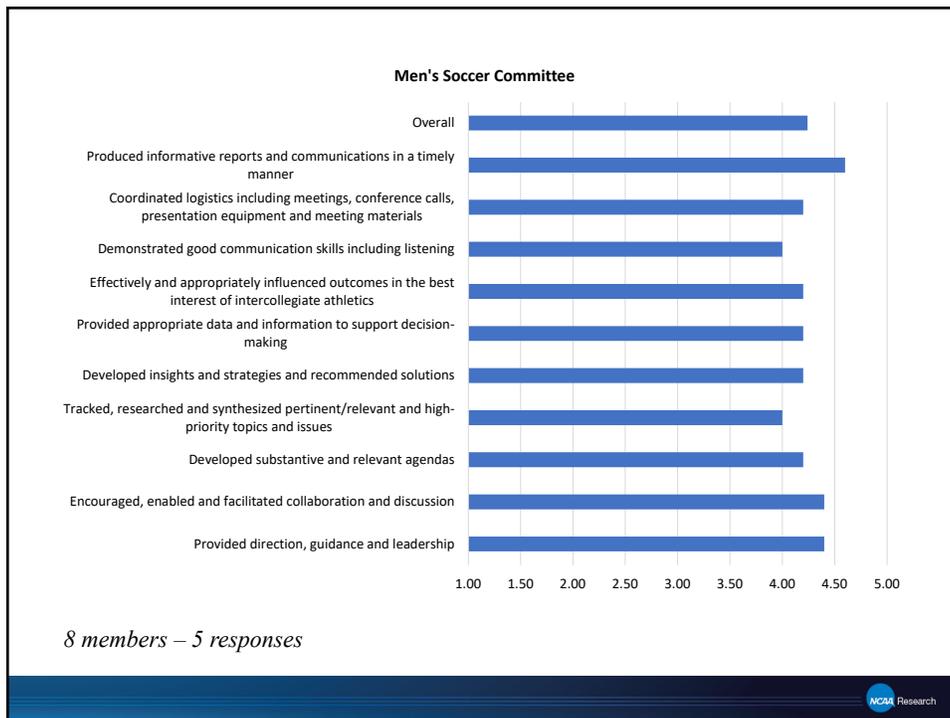
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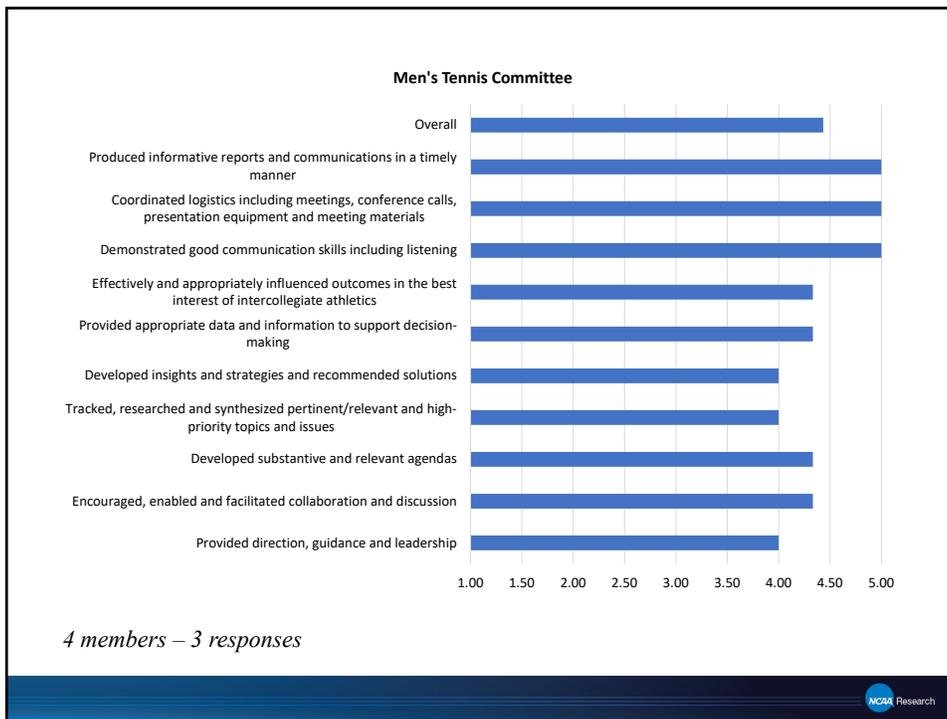
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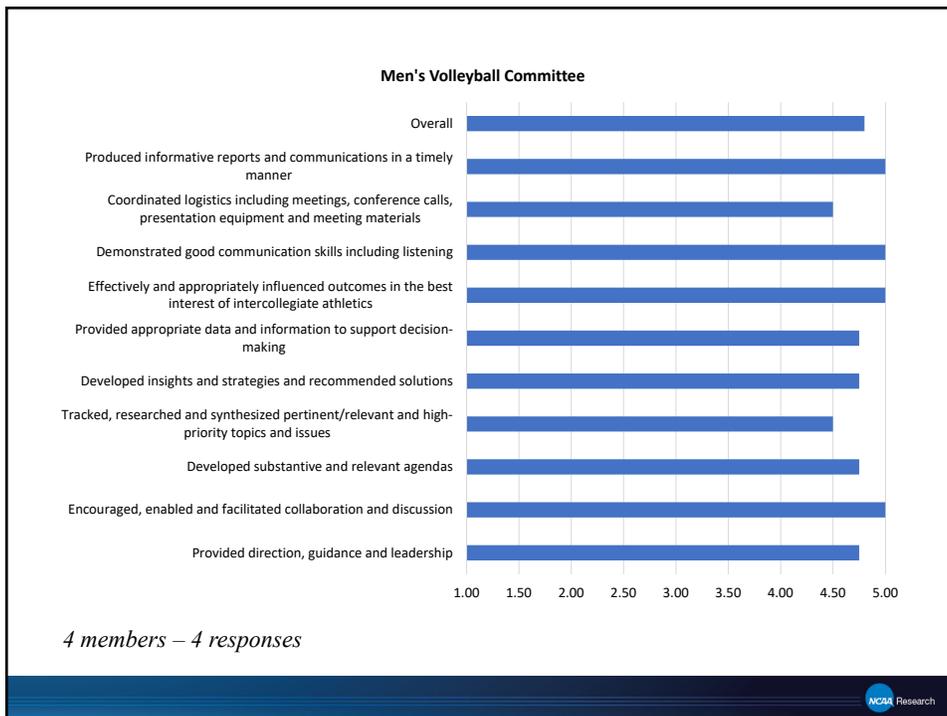
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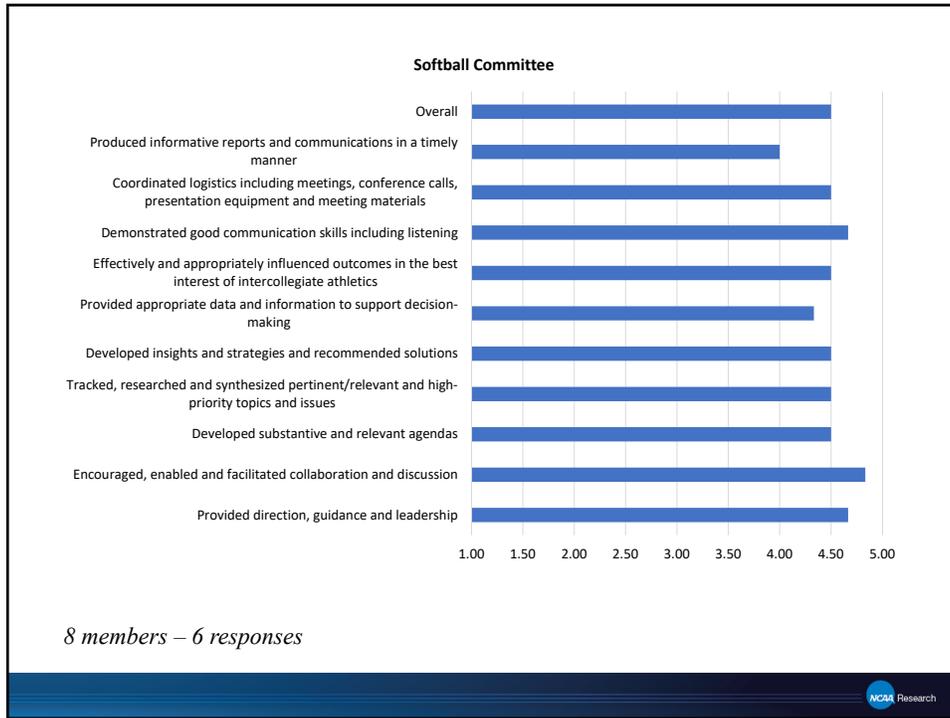
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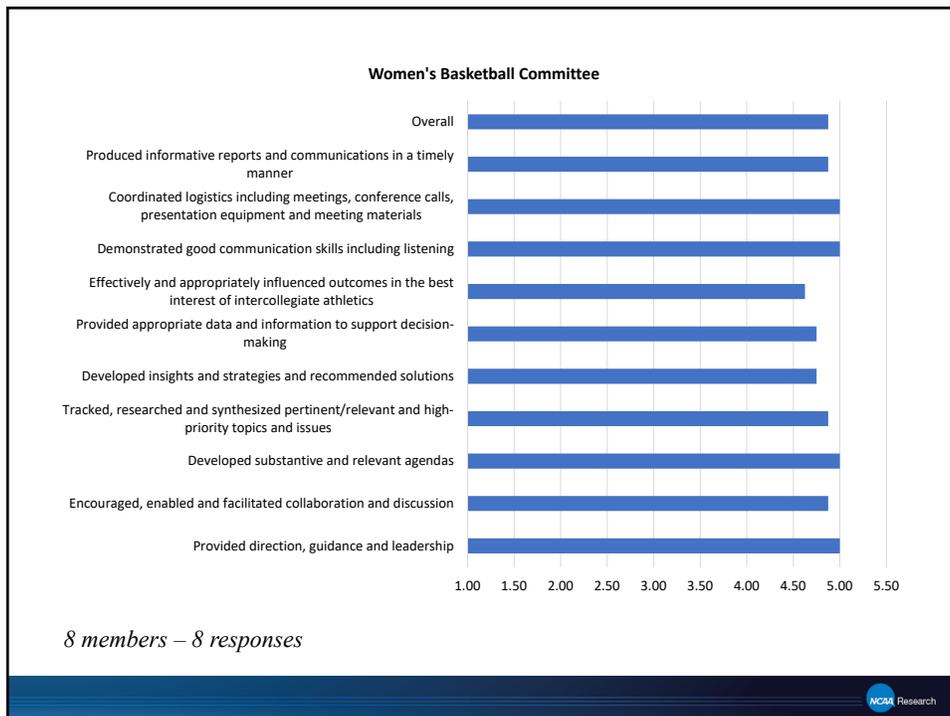
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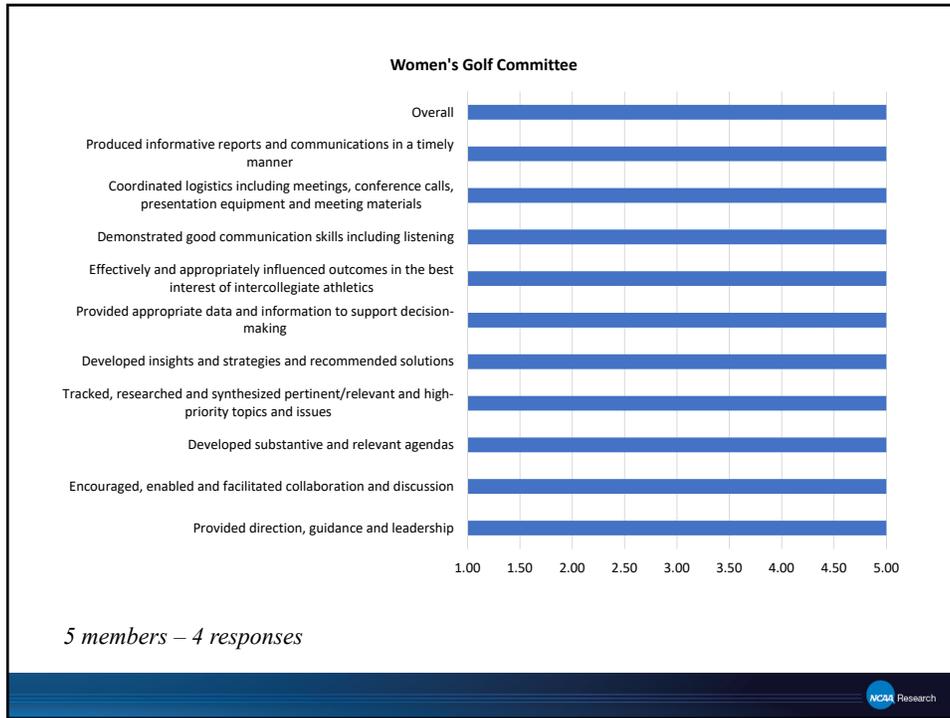
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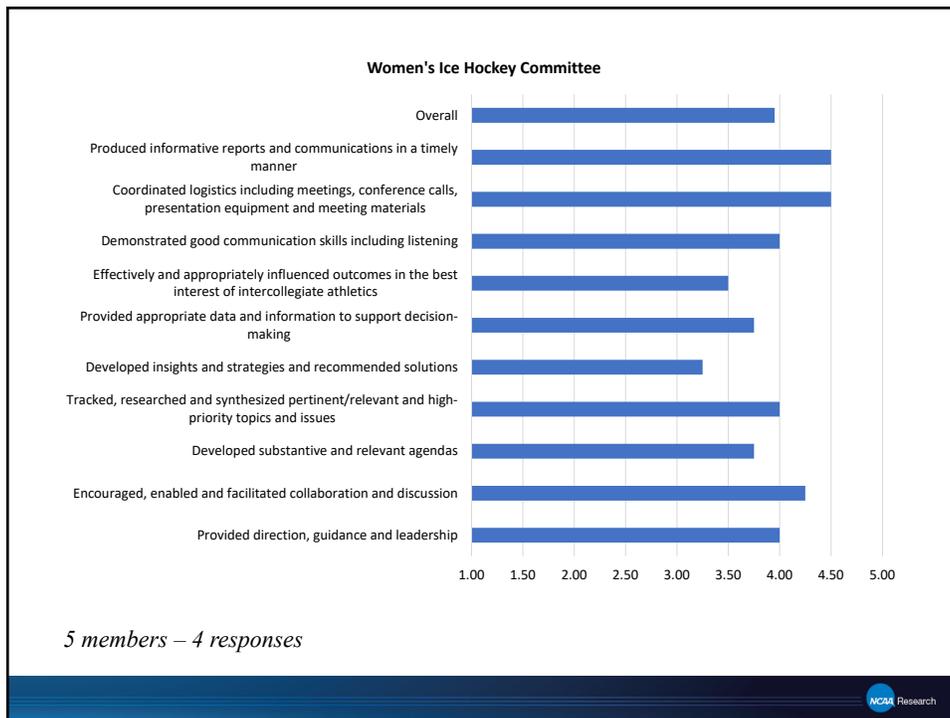
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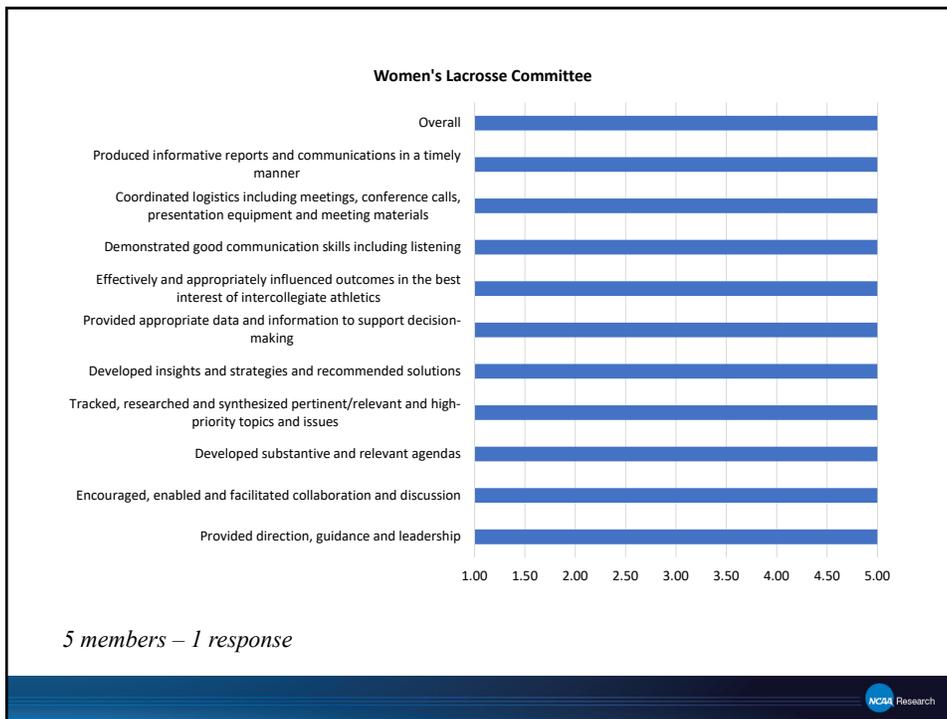
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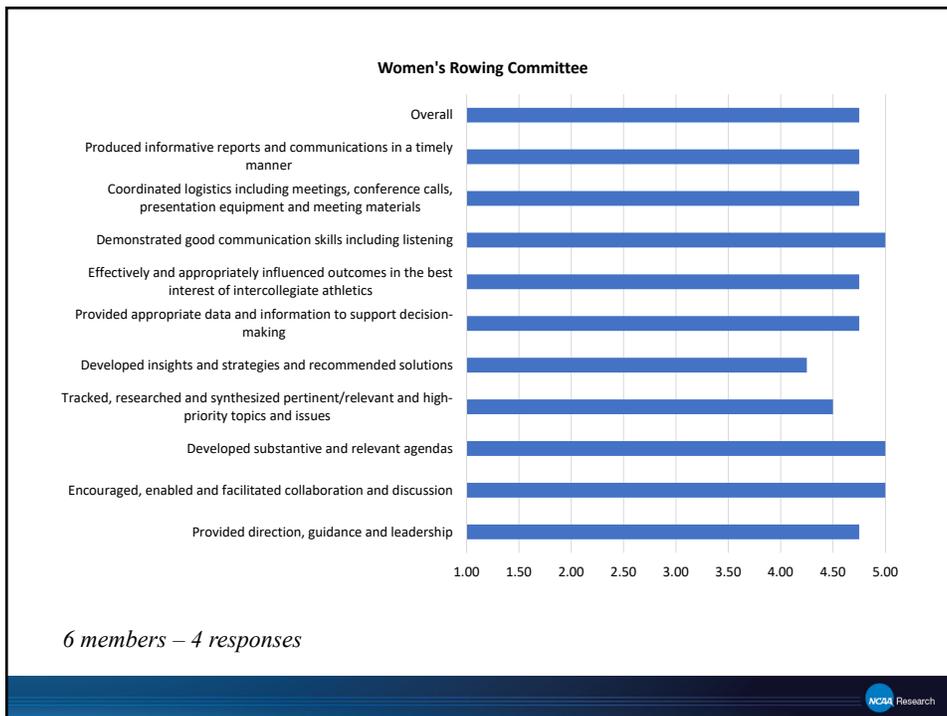
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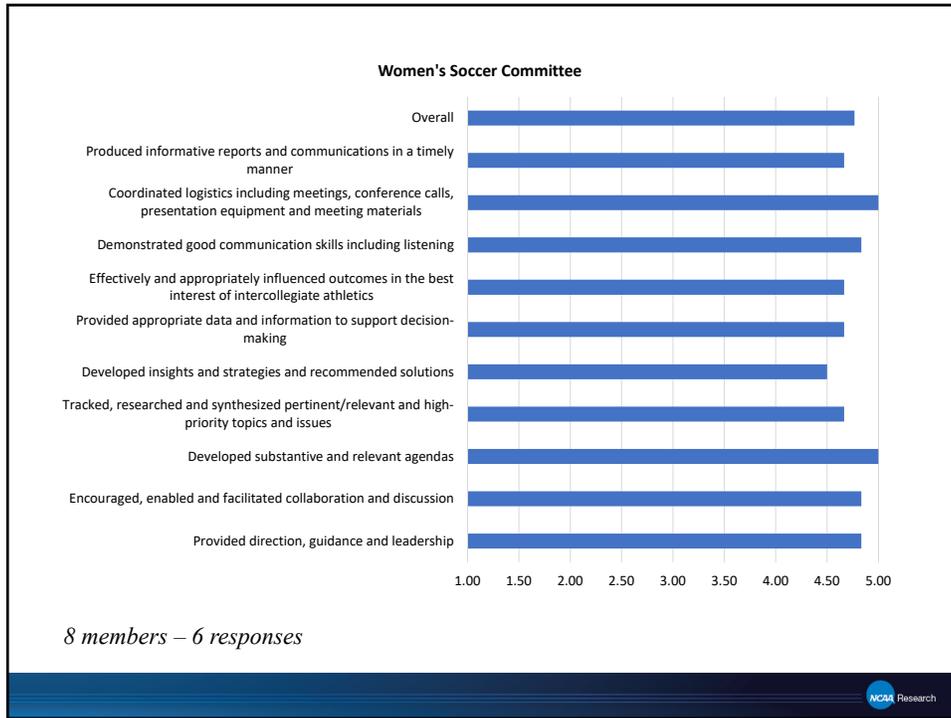
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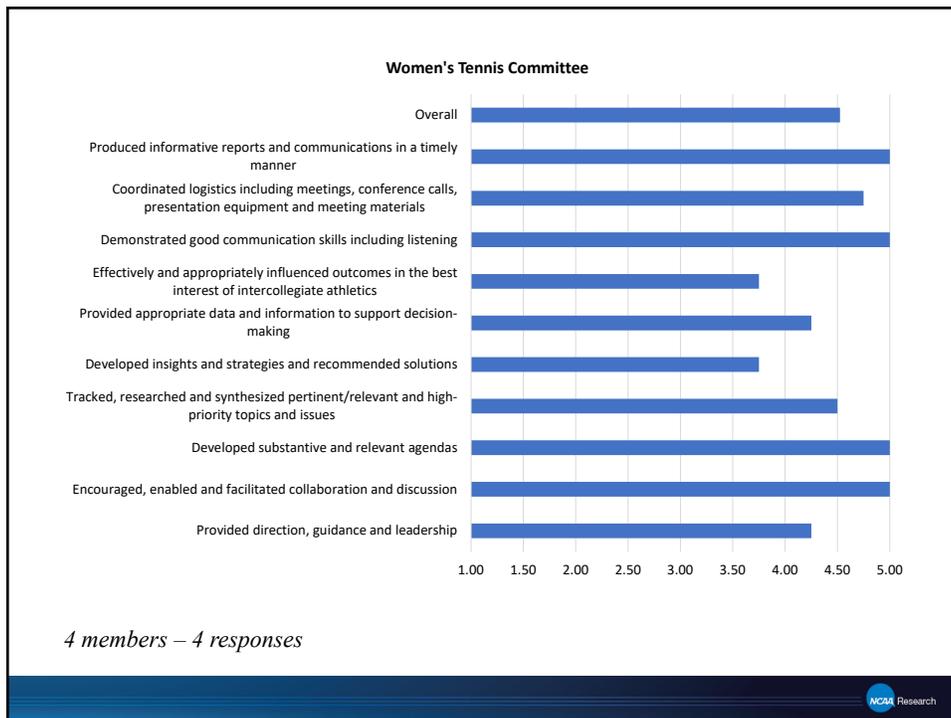
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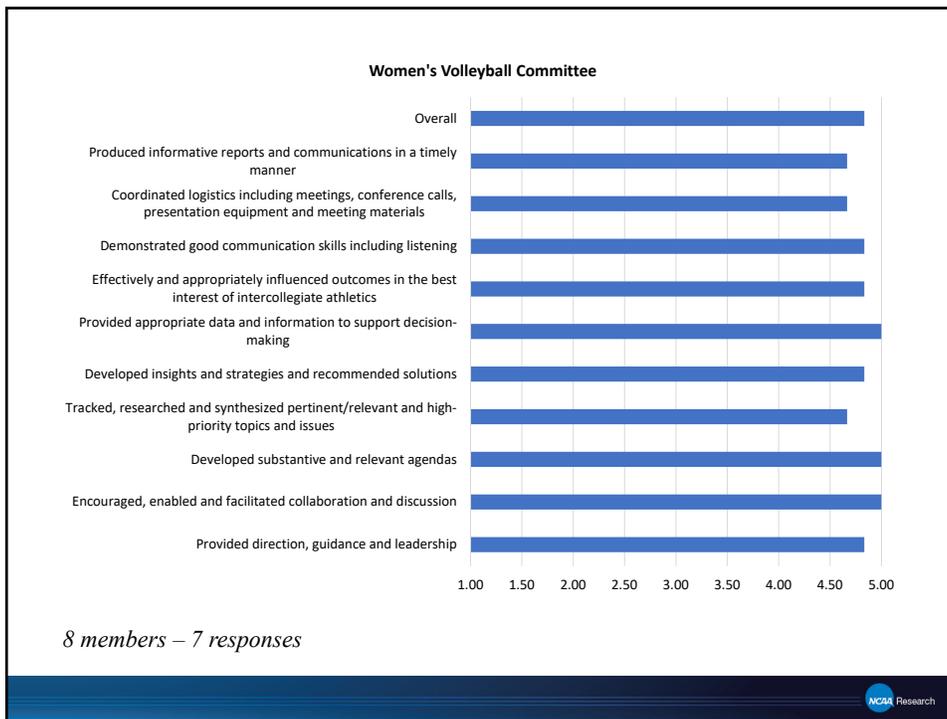
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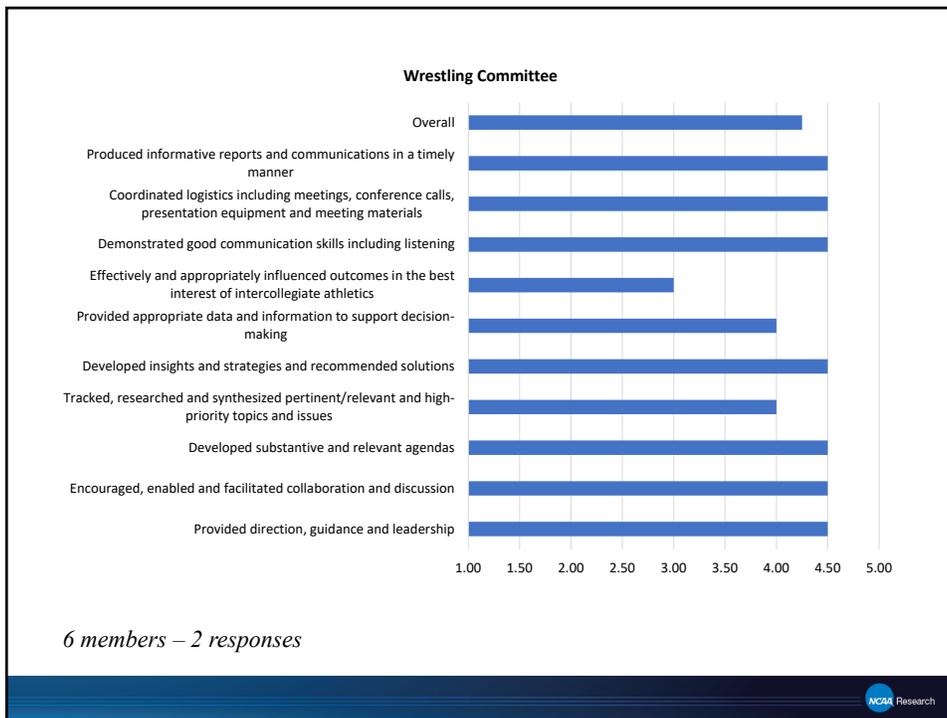
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51



52

Questions?

Course Summary

Filters: Course starts with 'Division III University'

Report Generated: 6/1/2020 4:23:26 PM (UTC-05:00) Eastern Time (US & Canada)

<u>Course</u>	<u>Category</u>	<u>Enrolled</u>	<u>Not Started</u>	<u>In Progress</u>	<u>Completed</u>	<u>Average Time Spent</u>
Division III University: Student-Athlete Health and Well-Being	DIII University	7581	6650	387	544	0d 1h 16m 7s
Division III University: How the NCAA Works	DIII University	7618	6990	39	589	0d 0h 3m 46s
Division III University: Gameday the DIII Way	DIII University	6121	5614	179	328	0d 2h 17m 1s
Division III University: Compliance	DIII University	7573	6751	160	662	0d 0h 10m 59s

DIVISION III IDENTITY INITIATIVE

Division III Purchasing Website

After signing a new two-year contract extension (2019-2021), the Division III Purchasing Website is in its ninth year of operation, and its eighth year of management by Source One Digital. In September, a new \$500 credit was offered to institutions and conferences for purchases from the site during the 2019-20 year. Thus far, approximately 29 percent (130) of the institutions and 48 percent (21) conference offices have used their credit, which ends on August 31, 2020. As of April 1, the Source One Digital website contains new retractable banners, tumblers, bags, and more.

Division III/D3SIDA Recognition Award

The Division III College Sports Information Directors of America (D3SIDA) selection committee recently selected St. Lawrence University Assistant Athletics Director of Communications and Marketing Aaron Todd as the Spring recipient of the D3SIDA Recognition Award for his story titled [As One](#). The next submission deadline is October 15, 2020. The Division III and D3SIDA Recognition Award is a partnership between the Division III governance staff and D3SIDA to honor the best work - including news releases, feature articles, videos, blogs and other materials - produced by Division III campus and conference athletics communication offices. Each top honoree, named three times annually, will receive a \$1,500 credit to attend Division III Day at the 2021 CoSIDA Convention in Orlando, Florida.

Social Media

During 2018-19 academic year, in coordination with the assistant commissioner subcommittee, NCAA staff decided to launch an Instagram page. In the span of 6 months, the page now gained over 6K followers. Thanks to another push of followers during the 2020 #D3Week, Instagram now holds over 15K followers. Check out the page [here](#). Due to the pandemic, social media served as the common platform for Division III to celebrate #D3Week. Over 50 percent of DIII institutions were participated, while a staggering 80% of member conferences took part in the celebration as well. As a result, Division III saw a 23% increase in engagement on the @NCAADIII Twitter account compared with last year. Content surrounding the 2020 celebration featured highlights of the division's partnership with Special Olympics, academic achievement, athletics success, community service, senior reflections, and numerous stories on current and former Division III student-athletes serving on the front lines in the fight against COVID-19. We have reached over 72K Twitter Followers and 31K Facebook followers.

The national Division III Student-Athlete Advisory Committee held its inaugural Mental Health Social Media Campaign on May 4-7. The campaign raised awareness surrounding mental health issues by creating a social dialogue and establishing a mental well-being presence associated with the NCAA. Nearly 70% of Division III institutions took part in the campaign, while over 80% of the division's conferences participated in the four-day event. "I couldn't be happier with the direction the campaign took," said Division III SAAC chair Braly Keller. "A lot of great effort went into this initiative over the past two years, and the entire committee deserves recognition for their hard work. With the help of the NCAA Sport Science Institute and after gaining support from the Division I and Divisions II national SAACs, Division III SAAC has taken a big step forward in raising awareness to help break the stigma surrounding mental health." The Division III SAAC intends to make this campaign a yearly occurrence. For highlights and more information, including resources for after the campaign, click [here](#).

Special Olympics

Division III championships will continue to serve as a platform for highlighting and recognizing the division's partnership with Special Olympics. Division III conferences, institutions and student-athletes across the country are encouraged to participate in existing Special Olympics events, create their own events, or otherwise serve to support Special Olympics organization. To date, 34 institutions and three conference offices have **reported** Division III Special Olympics activities during the 2019-20 year. Activities thus far have involved approximately 4,500 Division III student-athletes and just over 4,000 Special Olympic athletes. The division, to date, has dedicated just over 10,400 volunteer hours and raised over \$14,000 as a result of these activities. During the 2018-19 academic year, Division III reached an all-time high 107 institutions reported Special Olympic events. Staff continues to encourage schools and conferences to report their events.

Website Content

NCAA.org continues to provide Division III with additional opportunities to use its home page to share more stories portraying its unique student-athlete experience. The page regularly highlights Division III feature stories from sources such as member websites and Champion magazine, and videos produced by the NCAA and by member schools and conferences. As a reminder, the new FTP site is now titled Videos and Resources. Here you will be able to find logos, videos, EPSs, and other helpful resources. Sports information directors are encouraged to send human interest stories and record-breaking performances to d3identity@ncaa.org. Ncaa.org will have a new look around the 2020 NCAA Convention. In the meantime, Division III staff recently held a webinar on how to navigate the Division III website and is now located on our homepage under Division III links. For more information, please click [here](#). For COVID-19 updates on our website, click [here](#).

Division III Week

Despite the unprecedented times, the ninth annual Division III Week successfully took place April 13-19, 2020. Division III raised \$2,750 for Special Olympics North America by encouraging schools and conference offices to follow @NCAADIII on Instagram. The division also hosted activities on the Instagram account, including DIII Bingo, DIII Crosswords, DIII Trivia, and DIII GIF-Stories. Thanks to all who participated! The 10th annual Division III Week will be April 5-11, 2021. While planning for next year's event, remember to use resources and check for updates at the Division III Week website. NCAA staff encourages the membership to observe and celebrate the impact of DIII athletics and of student-athletes on the campus and surrounding community. For more information on the annual event, click [here](#). NCAA staff encourages the membership to observe and celebrate the impact of DIII athletics and of student-athletes on the campus and surrounding community.

Identity Initiatives

Division III's Identity Initiative was introduced in 2010 to sharpen the division's identity and to enable schools and conferences to more effectively explain why they prefer to compete in Division III. The initiative has been guided by a strategic-positioning platform, describing Division III as a place where student-athletes can "follow your passions and develop your potential," within an approach that combines rigorous academics, competitive sports and an opportunity to pursue other interests. The 2020-21 academic year marks the 10-year anniversary of the initiative. Division III staff intend to recognize the impact of this initiative with the help of the membership. More updates to come in the fall.



**REPORT OF THE
NCAA DIVISION III TECHNOLOGY USERS GROUP
JUNE 12, 2020, TELECONFERENCE**

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

- 1. Welcome.** The NCAA Division III Technology Users Group commenced business at 2:07 p.m. Eastern time Friday, June 12, 2020. The chair, Angel Mason, welcomed the users group and completed the roll call.
- 2. Report of February 3, 2020, teleconference.** The users group reviewed the report and noted no changes.
- 3. Updates and actions since February.** At the request of the chair, staff provided updates on the following areas:
 - **Compliance Database.** Due to the impact of COVID-19, the NCAA IT staff did not have time to address two issues identified by the users group.
 - (1) An issue occurs when a student-athlete uses the compliance database and sends a question to the compliance officer. The question submission creates a blue question mark in the system. However, if the compliance officer provides an answer, there is no way to clear the question mark.
 - (2) A compliance officer can indicate the receipt of a student-athlete's minor form. However, when the compliance officer sends all the compliance forms to the student-athletes, the system will automatically resend the minor form.
- 4. COVID-19 impacts on technology.** The users group discussed COVID-19 and its impact on NCAA technology. Specifically, the users group identified some technology issues with the WebEx platform used for NCAA webinars and the Regional Rules Seminar virtual sessions. The group noted that the NCAA social series was well done and informative, and the Sport Science Institute's COVID-19 resource webpage is informative, but the page is not updated in a timely manner. The group also noted that many participated in the virtual CoSIDA DIII Day.
- 5. Other business.** Several users group members participated in the virtual Regional Rules Seminar sessions. The virtual sessions allow for a wider audience, and the users group noted that overly "compliance" language was hard to understand for novice participants (e.g., coaches). The group commended staff for recording the sessions. Despite all the successes of the virtual platform, the users group noted it preferred the in-person format. With the success

of the Regional Rules Seminars, the users group encouraged staff to produce more educational modules as it will allow for consistency in messaging and education.

With the pandemic and social unrest, the users group discussed its concerns with the current prohibition of prospective student-athletes (PSAs) participating in virtual activities. It noted that PSAs and their parents are looking for support in nonathletically related activities (e.g., social issues, mental health, book clubs, etc.). Staff noted that the Interpretations and Legislation Committee (ILC) will discuss whether a PSA who has given their deposit, may participate in virtual team meetings. ILC will address and forward its recommendation to the Subcommittee for Legislative Relief which can make the final decision on allowing a waiver through the end of Aug.

6. **Next teleconference.** Staff will send out a doodle poll for an October videoconference. Agenda items will include:
 - Compliance database updates.
7. **Adjournment.** The call adjourned at 2:53 p.m. Eastern time.

Staff Liaison: Louise McCleary, Division III Governance

NCAA Division III Technology Users Group June 12, 2020, Teleconference	
Attendees:	
Amy Carlton, American Southwest Conference	
Emily Diekelmann-Loux, MASCAC	
Lance Franey, Whittier College	
Angel Mason, Pomona-Pitzer Colleges	
Rosy Resch, University of Chicago	
Jeff Schaly, Marietta College	
Absentees:	
None	
NCAA Staff Support in Attendance:	
Louise McCleary	



NCAA Division III and NASPA Alcohol and Other Drug Collaborative
360 Proof Program Update
May 29, 2020

1. **Registration Update.** Thirty-one percent, 242 of 772 eligible institutions, are currently registered for 360 Proof, which is a slight increase since the June 2019 update. Active use of the portal remains below targets established by the steering committee.

2. **Inaugural Lighthouse Award.** The 360 Proof Lighthouse award was established in spring 2019 to recognize outstanding high-risk alcohol use prevention practices, and contributions to the field of prevention. All registered 360 Proof users are eligible for the award. For this inaugural year, the award focused on continuing education and engagement with 360 Proof tools. The award included a \$500 honorarium and announcements at the NASPA Strategies Conference and NCAA Convention. Winners were highlighted on Twitter during Collegiate Alcohol Awareness Week (October 17-21):
 - a. Stevens Institute of Technology.
 - Kurtis Watkins, associate director of residence life.
 - Russell Rogers, director of athletics.

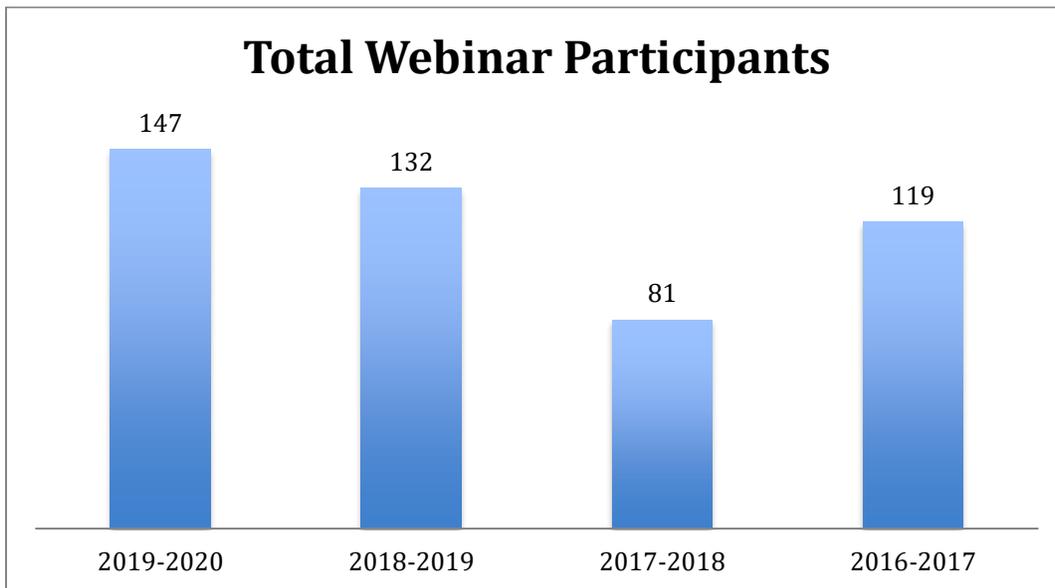
 - b. DePauw University.
 - Stevie Baker-Watson, director of athletics.
 - Kara Campbell, assistant athletics director for sports medicine and head athletics trainer.
 - Julia Sutherlin, assistant dean of campus life and director of alcohol initiatives.

 - c. MIT.
 - Barbara Bolich, associate athletics director/senior woman administrator.
 - Robyn Priest, assistant dean, alcohol and other drug services.
 - Julie Soriero, director of athletics.

 - d. Utica.
 - David S. Fontaine, director of athletics.
 - William Pluff, defensive coordinator, recruiting coordinator, football.
 - Michele Davis, head women's basketball coach.
 - Brian Marcantonio, head men's soccer coach.

3. **2019-20 Learning Collaborative Summary.** End of year webinar data show slightly higher viewing levels than the prior year. The 2019-20 year included a format update, where research findings were shared in a question and answer format, moderated by 360 Proof content expert, Dr. Jason Kilmer.

Month	Topic	Speaker	Registered	Attended
September	Cannabis/Marijuana and Possible Impacts to Student Athletes	Jason Kilmer, University of Washington	37	24
October	Positive Community Norms	Jeff Linkenbach, The Montana Institute	29	18
December	Alcohol and Team Bonding	Tom Fontana, University of Vermont	27	19
March	Pregaming and Drinking Games: Implications for Work with Student-Athletes	Byron Zamboanga, Smith College	23	16
April	Engaging Parents as Partners in Prevention	Amaura Kemmerer, Northeastern University	71	52
May	The Color of Drinking: Alcohol as a Social Justice Issue	Reonda Washington, University of Wisconsin	30	18
TOTAL			217	147



4. **Communications Plan Update.** 360 proof hosted a booth and session at the 2020 NASPA Strategies Conference and a booth at the 2020 NCAA Convention. Communication efforts include regular Twitter posts and video quizzes, NASPA blogs, the Division III Monthly Update, and periodic user emails.

5. **Implementation Workshop.** While funding for the 2020-21-implementation workshop was eliminated, 360 Proof will make available virtual modules in conjunction with the 2021 NASPA Strategies Conference to address some of the learning objectives planned for the workshop.

From:
Lori Mazza

Email Address:
mazzal@wcsu.edu

Conference Visited:
Little East Conference

Date:
5/28/20

Attendees:
conference ADs, Conference office

Division III Campus Issues to Report:

Big topic of conversation was Covid and opening and when with Playing and Practice season/champs come out with a statement or guidance. With things changing and new CDC guidelines, the Phases are outdated and when will they update new guidelines?

Hot Topics/Initiatives

Name, Image and Likeness

Concept 1- Academic and work product Concept 2- Endorsements Overall no comments.....policing this still a MAJOR concern along with other listed below:

- Crowdfunding—pay for play concern.
- Access institutional logos and marks like other students.
- Restrictions on objectionable endorsements (e.g., gambling, alcohol, tobacco) inconsistent with NCAA and campus corporate partnerships.

COVID-19 Impact

recommendations are outdated based on CDC guidelines. Extremely detrimental to DIII. Rest of the conversation was a dark rabbit hole:)

Division III Initiatives and Working Groups

Other General Comments:

Eligibility center conversation should extended to just international students regardless of cost or pilot. offer consistency.

Inquiry ID# 334051 submitted on: Thursday, May 28, 2020 - 17:48

From:

Laura Mooney

Email Address:

laura.mooney@mcla.edu

Conference Visited:

Massachusetts State Collegiate Athletic Conference

Date:

5/18/20

Attendees:

AD, SWA, FAR, SID

Division III Campus Issues to Report:

N/A

Hot Topics/Initiatives

Name, Image and Likeness

Are happy with the direction of the working group came up with.

COVID-19 Impact

Appreciate Q&A document

Division III Initiatives and Working Groups

N/A

Other General Comments:

N/A

Inquiry ID# 331776 submitted on: Monday, May 18, 2020 - 09:37

From:
Laura Mooney

Email Address:
laura.mooney@mcla.edu

Conference Visited:
New England Collegiate Conference

Date:
5/21/2020

Attendees:
AD, SWA, FAR

Division III Campus Issues to Report:
Hoping for flexibility with sport sponsorship requirements, Conference AQ, etc

Hot Topics/Initiatives

Name, Image and Likeness

COVID-19 Impact
Discussed COVID-19 Q&A document

Division III Initiatives and Working Groups

Other General Comments:
Will the International Hockey Pilot continue and will it be utilized for other sports with International students?

BOG sexual violence policy update - required for 2021-2022 year...concern about workload specifically in a tight financial environment.

Will there be a suspension/flexibility around the 6 month physical and sickle cell requirement since kids can't get into doctors offices?

Inquiry ID# 332501 submitted on: Thursday, May 21, 2020 - 10:29

From:
Kandis Schram

Email Address:
kandis.schram@maryvillecollege.edu

Conference Visited:
USA South Athletic Conference

Date:
May 4, 2020

Attendees:
AD, SWA, Conference office

Division III Campus Issues to Report:
We discussed / formed a plan to discuss COVID and the fall.

Hot Topics/Initiatives

Name, Image and Likeness

There were no real questions. I encouraged them to participate in all webinars. There was a question regarding compliance and concerns over managing that part of things.

COVID-19 Impact

a few questions surrounding the blanket waivers. I encouraged them to follow up with staff if they have any specific questions and referred them to the Q & A. They all felt like the NCAA was responding appropriately. Much concern over the fall and the future of some member schools if we do not have fall seasons.

Division III Initiatives and Working Groups

i encouraged them to get involved. Reminded them of the deadline for LGBTQ nominations. I think we will have some member schools submit nominations.

Other General Comments:

Questions about the Rules Seminar - dates and process.

Inquiry ID# 330306 submitted on: Tuesday, May 12, 2020 - 09:51

From:
Michelle Walsh

Email Address:
michwalsh@vassar.edu

Conference Visited:
Liberty League

Date:
5/27-5/28

Attendees:
AD's from all member institutions

Division III Campus Issues to Report:
Ongoing issues related to COVID and need to understand NCAA approach to waivers for the upcoming fall.

Hot Topics/Initiatives

Name, Image and Likeness
No discussion.

COVID-19 Impact
Update from LL week of 6/29. Ongoing desire to have an understanding of what waivers will be offered proactively and what will require work at the individual school and conference level. One member institution (RPI) cancelled fall sport competition and others are considering it. Will there be recommendations from the NCAA on testing protocol and developing shared expectations for competition?

Division III Initiatives and Working Groups
No discussion.

Other General Comments:

Inquiry ID# 337331 submitted on: Saturday, July 4, 2020 - 11:01



**REPORT OF THE NCAA
BOARD OF GOVERNORS
APRIL 28, 2020, VIDEOCONFERENCE**

ACTION ITEMS:

- None.

INFORMATONAL ITEMS:

- 1. Welcome and announcements.** NCAA Board of Governors Chair President Michael Drake convened the videoconference at approximately 1 p.m. and welcomed the Governors. President Drake gave a special welcome to Commissioner Heather Benning, President Allison Garrett, Commissioner Chris Graham and President Fayneese Miller, noting that although they have participated in several teleconferences, he had not had the opportunity to officially welcome them to the Board. NCAA staff confirmed that a quorum was present.
- 2. Consent Agenda.** By way of a consent agenda, the Board of Governors approved the reports of its January 23, 2020, meeting, March 11 and 12, 2020, teleconferences and March 26, 2020, joint videoconference with the NCAA Division I Board of Directors. Further, the Board approved the appointment of Bryce Choate, a men's cross country student-athlete at Oral Roberts University, and Jaila Tolbert, a former women's volleyball student-athlete at Virginia Polytechnic Institute and State University to serve on the NCAA Board of Governors Student-Athlete Engagement Committee.
- 3. NCAA president's report.** NCAA President Mark Emmert provided brief comments on several issues facing the Association that were part of the Governors meeting agenda. President Emmert stressed the need for flexibility during this unprecedented time and the importance of assisting member schools as they work to reopen their campuses.
- 4. NCAA Federal and State Legislation Working Group Update.** The Board of Governors received the final report of the Federal and State Legislation Working Group including its updated recommendations to allow student-athletes to receive compensation for activities related to name, image and likeness. The Board also received an update on the work of the Presidential Subcommittee on Congressional Action and its recommendations, as well as updates from the divisional Council/Management Council chairs on their legislative efforts. Consistent with its actions taken in October 2019, the Board of Governors reinforced the importance of the divisions continuing to make significant progress on related rule changes consonant with the amended principles and guidelines and make those changes by January 2021, to be effective no later than the 2021-22 academic year. The Board of Governors emphasized that any modernization of the divisional bylaws should be through a transparent and inclusive process aligned with the divisional philosophies.

It was VOTED

“That any modernization of the divisional NIL bylaws must be accompanied by guardrails to ensure that:

- Any compensation received by student-athletes for NIL activities represents a genuine payment for use of their NIL, and is not pay for athletics participation;
- Schools and conferences play no role in a student-athlete's NIL activity;
- Schools or boosters are not using NIL opportunities as a recruiting inducement;
- The role of third parties in student-athlete NIL activities is regulated; and
- Liberalization of NIL rules does not interfere with NCAA members' efforts in the areas of diversity, inclusion or gender equity.

Provided those guardrails are established, the divisions could develop legislation to permit student-athletes to:

- Receive compensation for use of their NIL in third party endorsements, including those related to athletics;
- Receive compensation from third parties, but not schools, for the use of their NIL in their work product, including social media influencer activity, promotion of a business or work product or personal promotion; and
- Use agents, advisors or professional services in conjunction with the NIL activities, provided appropriate regulation is established.

In addition, if the divisions make these changes, they must take care to prohibit schools or conferences from (1) paying student-athletes for these activities; (2) playing any role in locating, arranging or facilitating third parties to pay for these activities; or (3) using, or allowing boosters to use, the possibility of such payments as a recruiting inducement.

Further that the Board of Governors support all the recommendations in the report related to the work of the Presidential Subcommittee on Congressional Action with respect to the NCAA's engagement with members of Congress including to seek preemption of state NIL laws, to safeguard the non-employment status of student-athletes, to establish a safe harbor against lawsuits versus the Association related to NIL, to maintain a distinction between student-athletes and professional athletes and to uphold the NCAA's values including diversity, inclusion and gender equity.

Finally, that the Federal and State Legislation Working Group be dissolved as it has completed its work and each of the divisions continue their work to modernize rules to further support student-athletes within the context of college sports and higher education.”
Approved (Unanimous voice vote).

5. Review of NCAA Strategic Plan. NCAA Strategic Planning Working Group Chair Glen Jones and Reshma Patel-Jackson, Attain consultants project lead, updated the Board on progress in the strategic planning process and recent changes to the draft plan. Next steps include development of the implementation roadmap and final branding work to advance the plan to the final format for Board review in August. The Board approved the content and substance of the plan and accepted the direction going forward.

6. Review of NCAA Campus Sexual Violence Policy.

a. Amendments to Campus Sexual Violence Policy. The Board of Governors continued its previous discussion on the Campus Sexual Violence Policy and possible amendments to the policy. The recommended amendments would require each university president/chancellor, director of athletics and campus Title IX coordinator to attest annually that:

- (1) All prospective, continuing and transfer student-athletes have completed a disclosure form annually related to their conduct that resulted in an investigation, discipline through a Title IX proceeding or in a criminal conviction for sexual, interpersonal or other acts of violence.** Failure to accurately and fully disclose investigatory activity, a disciplinary action or criminal conviction could result in penalties, including loss of eligibility to participate in athletics as determined by the member institution.
- (2) Institutions have taken reasonable steps to confirm whether prospective, continuing and transfer student-athletes have been under investigation, subject to discipline through a Title IX proceeding or criminally convicted of sexual, interpersonal or other acts of violence.** In a manner consistent with federal and state law, all NCAA member institutions must share information related to these matters with other member institutions when a student-athlete attempts to enroll in a new college or university.
- (3) An institution choosing to recruit a prospective student-athlete or accept a transfer student-athlete must have a written policy that directs its staff to gather information that reasonably yields information from the former institution(s) to put the recruiting institutional leadership on notice that the prospect has been under investigation, disciplined through a Title IX proceeding or a criminal conviction for sexual, interpersonal or other acts of violence.** Failure to have a written policy and to gather information consistent with that policy could result in penalties.

It was VOTED

“That the Board of Governors approve the amendments to the NCAA Campus Sexual Violence Policy, requiring attestation in the 2021-22 academic year.”

Approved (Unanimous voice vote).

b. Request to postpone the annual campus sexual violence attestation requirement. The Board of Governors discussed concerns expressed by Division I athletics directors regarding modifications to the required policy on campus sexual violence attestation. The

May 15, 2020, deadline for submission was moved to June 15, 2020, and free, online education has been made available to the membership. Additionally, only the athletics director's signature is required on the form after conferring with the president and campus Title IX coordinator. The Board discussed the athletics directors' concerns and agreed that the modifications should remain in place this year, as they were implemented to ease the administrative burden on schools during this difficult and unprecedented time. Members may continue to provide all three signatures but will not be penalized if only the athletics director executes the attestation.

7. NCAA Board of Governors Finance and Audit Committee report. President Satish Tripathi, chair of the Finance and Audit Committee presented the committee's report.

a. NCAA Tax Return 990. The Board of Governors received the NCAA's 2018-19 Form 990, which covers the tax year September 1, 2018, through August 31, 2019.

b. FY 2019-20 NCAA revenue and expenses second quarter budget-to-actual report. President Tripathi noted that due to the significant financial abnormalities that have occurred since the second quarter, the committee's discussion of the second quarter results was appropriately limited.

c. Revised 2020 NCAA internal audit plan. Staff presented to the Finance and Audit Committee recommended changes to the approved internal audit plan for this fiscal year. The changes were suspensions and cancellations of current audit activities with a goal of maintaining integrity with necessary audits while at the same time reducing costs over the next 18 months and included:

(1) Cancellation of the review of the \$200 million one-time distribution to Division I from three years ago. This would have been the second and final year of these reviews. Five percent of schools had reviews last year and no issues were identified with how the dollars were spent.

(2) Cancelling the men's basketball Division I host audits for the current fiscal year since very few expenses were incurred and no revenues were collected

(3) Suspending some event certification financial transparency activities. The NCAA will continue to collect the financial documents from grassroots teams and event operators but defer this year's planned audit.

(4) Deferring a review of the academic and membership affairs quality control process and replacing it with a review of the ticket revenue reconciliation performed in March. The NCAA believes the ticket revenue is more important due to the large volume of reimbursements.

It was VOTED

“That the Board of Governors approve the recommended changes to the 2019-20 internal audit plan.” **Approved** (For 20, Against 0, Abstain 1).

- d. Changes to the NCAA Investment Policy Statement.** The Finance and Audit Committee recommended that the NCAA's Operating Reserve Investment Policy be modified to add language that the committee will fully consider minority and women owned businesses that are highly rated by the NCAA's investment consultant. Further, that the policy make clear the investment subcommittee must adhere to the NCAA's Conflict of Interest Policy when considering investment managers.

It was VOTED

“That the Board of Governors approve the recommended changes to the NCAA's Operating Reserve Investment Policy.” **Approved** (Unanimous voice vote).

- e. NCAA investment update.** The Finance and Audit Committee reported an update received on its investment subcommittee's work, which included a review of the committee's membership, how the NCAA allocates its investments across various categories and the NCAA's performance compared to member institutions as reported in the National Association of College and University Business Officer's annual endowment study. The committee was pleased with the performance for the time period covered, which confirms the Association's allocation policy. Yet, acknowledged that the current financial situation is much different than the 2019 performance as a result of unprecedented circumstances.
- f. Financial update.** NCAA Chief Financial Officer Kathleen McNeely updated the Board of Governors on the finances of the Association and the national office. The Board was apprised of the status of the line of credit approved by the Board at its previous meeting. The Board also was informed of the actions taken by the national office staff to reduce FY20 and FY21 budgets, which included among other savings: suspension of business operations at the national office, elimination of planned technology refresh, reductions in travel and in-person meetings, a 20% pay cut for senior executives and 10% cut for vice presidents, elimination of any pay raises or bonuses for employees in 2020-21, and a hiring and promotion freeze from now through the end of 2021, except in business critical/mission driven circumstances
- 8. NCAA Transgender Student-Athlete Participation Policy update.** The Board of Governors was informed of federal and state legislative activity related to transgender student-athlete participation in athletics. At the federal level, one bill has been introduced and at the state level, 22 states have introduced legislation, with one state (Idaho) having passed a bill. In addition, the NCAA is conducting a review of its Transgender Student-Athlete Participation Policy to ensure it continues to provide fair, inclusive and dignified opportunities and competitive equity for all student-athletes and is supported by evidence and consensus-based research. The timeline for the engagement of various NCAA governance groups in the review was summarized. The Board was notified that it would be presented with possible modifications to the Transgender Student-Athlete Participation Policy during its August 2020 meeting.

9. Board of Governors meeting preparation. The Board discussed concerns expressed by the Division I Collegiate Commissioners Association about collaboration and transparency regarding Board of Governors meeting material and agendas. The Board noted its unique role in the governance process and its fiduciary responsibility to the Association as a whole. Board members are asked to use their independent judgment to make decisions in the best interests of the Association, which is unlike other governance bodies (particularly in Division I) that rely upon reflection of school, conference or divisional representation and perspective on issues. In exercising independent judgment, each Board member has discretion to prepare for meetings which may include consulting with other presidents, commissioners, student-athletes and subject matter experts. The Board agreed that its policies and practices should not be revised, and that meeting material should continue to be distributed to members-only via a secure portal. The Board did note, however, that its meeting agendas are available on the NCAA website prior to meetings.

10. Law, Policy and Governance Strategic Discussion.

a. COVID-19 update. The NCAA Chief Medical Officer Brian Hainline highlighted for the Board the federal Guidelines published to help state and local officials when reopening their economies, getting people back to work and continuing to protect American lives. Dr. Hainline identified core principles consistent with the Guidelines, which serve as the foundation for potentially resuming athletics practice and competition at the collegiate level. Dr. Hainline noted that the Guidelines and principles are resources for schools to use in coordination with institutional and governmental decision-making specific to a locale. Dr. Hainline distinguished that college sports differ from professional sports because all college athletes are first and foremost students and, therefore, the resocialization of college sports must be grounded in resocialization of college campuses. Finally, Dr. Hainline reflected that the core principles of resocialization of collegiate sports drafted by the COVID-19 Advisory Panel were widely discussed within the divisional practitioner governance structures and that after discussing with the divisional presidential structures the following day and sharing with commissioners, it would be published more broadly.

b. Government relations. The Board was informed of state and federal legislative activity related to sports wagering and student-athletes' ability to benefit from use of their name, image and likeness included in the quarterly government relations report.

c. Legal and litigation update. NCAA general counsel noted the privileged and confidential quarterly litigation status report included in the meeting materials for the board's information and discussed recent legal developments, including new cases.

11. NCAA Independent Accountability Resolution Process/Structure update. Denis McDonough, chair of the Independent Accountability Oversight Committee, gave a brief update of the Independent Accountability Resolution Process that became effective August 1, 2019. The Board was informed that there has been activity in the new process and that when a case is accepted into the independent structure there will be a limited public disclosure of that

fact. Such a disclosure was made in early March when the first case was accepted into the IARP by the NCAA Infractions Referral Committee.

12. **NCAA Board of Governors’ Executive Committee report.** President Drake reported on matters considered in the Board’s Executive Committee meeting earlier in the day.
13. **Executive Session.** The Governors concluded its meeting in executive session to discuss various administrative matters.
14. **Adjournment.** The videoconference was adjourned at approximately 6:15 p.m. Eastern time

Board of Governors chair: Michael Drake, The Ohio State University
Staff liaisons: Jacqueline Campbell, law, policy and governance
Donald M. Remy, chief operating officer

NCAA Board of Governors April 28, 2020, Videoconference
Attendees:
Heather Benning, Midwest Conference
Grace Calhoun, University of Pennsylvania.
Eli Capilouto, University of Kentucky.
Ken Chenault, General Catalyst.
Mary Sue Coleman, Association of American Universities.
John DeGioia, Georgetown University.
Philip DiStefano, University of Colorado.
Michael Drake, The Ohio State University.
Mark Emmert, NCAA.
Allison Garrett, Emporia State University.
Christopher Graham, Rocky Mountain Athletic Conference.
Burns Hargis, Oklahoma State University.
Grant Hill, CBS/Warner Media/Atlanta Hawks.
Sandra Jordan, University of South Carolina Aiken.
Renu Khator, University of Houston.
Ronald Machtley, Bryant University.
Fr. James Maher, Niagara University.
Denis McDonough, Former White House Chief of Staff.
Fayneese Miller, Hamline University.
Tori Murden-McClure, Spalding University.
Vivek Murthy, 19th United States Surgeon General.
Denise Trauth, Texas State University.
Satish Tripathi, University at Buffalo, The State University of New York.

David Wilson, Morgan State University.
Randy Woodson, North Carolina State University.
Absentees:
None.
Guests in Attendance:
Val Ackerman, Board of Governors Federal and State Legislation Working Group co-chair.
Greg Baroni, Attain, LLC
Nicholas Clark, NCAA Board of Governors Student-Athlete Engagement Committee chair
Briana Guerrero, Attain, LLC
Glen Jones, NCAA Board of Governors Strategic Planning Working Group chair
Reshma Patel-Jackson, Attain LLC
Gene Smith, Board of Governors Federal and State Legislation Working Group co-chair.
NCAA Staff Liaisons in Attendance:
Jacqueline Campbell and Donald Remy.
Other NCAA Staff Members in Attendance:
Scott Bearby, Dan Dutcher, Kimberly Fort, Abe Frank, Jennifer Fraser, Dan Gavitt, Terri Gronau, Brian Hainline, Maritza Jones, Kevin Lennon, Kathleen McNeely, Stacey Osburn, Dave Schnase, Naima Stevenson, Cari Van Senus, Stan Wilcox and Bob Williams.

Report is not final until approval of the Board of Governors



**NCAA BOARD OF GOVERNORS
FEDERAL AND STATE LEGISLATION WORKING GROUP
FINAL REPORT AND RECOMMENDATIONS
APRIL 17, 2020**

Executive Summary.

The Federal and State Legislation Working Group was created by the NCAA Board of Governors in summer 2019 for the purpose of investigating possible responses to proposed state and federal legislation regarding the commercial use of student-athlete name, image or likeness ("NIL"). That proposed legislation, which has been passed in California and Colorado, could significantly limit the ability of the Association to manage the issue of student-athlete NIL commercialization in those states and perhaps others. It therefore poses a significant potential challenge to the Association's continuing ability to manage its affairs on a national, Association-wide level.

After receiving its charge from the Board, the working group solicited feedback from the NCAA membership and third parties regarding contemporary opportunities for NIL commercialization by college students, and whether existing divisional rules are adequate to address those opportunities. This feedback convinced the working group that current rules related to NIL commercialization are in need of modernization. The rise of social media and other digital distribution and monetization platforms has dramatically increased the opportunities for college students to make commercial use of their NIL. Current divisional rules on this subject were drafted long before most of these opportunities existed, and those rules can prevent student-athletes from engaging in NIL-related activities that their nonathlete peers on campus frequently pursue. Consistent with the Board's direction that student-athletes should be treated the same as students in general, unless a compelling reason to differentiate exists, the working group concluded that divisional rules on student-athlete NIL should be modernized to account for this new media and promotional landscape.

In October 2019, the working group made an interim report to the Board of Governors in which it recommended that the Board authorize changes to NCAA policy and bylaws to permit student-athletes to receive compensation related to their NIL, provided the compensation is consistent with NCAA values and principles and with legal precedent. The working group requested, and the Board agreed, that the working group's timeframe be extended through April 2020 so that it could continue to work with the membership and divisional legislative groups on modernized NIL bylaws and policy.

This report is the culmination of the working group's subsequent deliberations. After further consultation with student-athletes, the membership and divisional legislative bodies, the working group makes the following recommendations to the Board of Governors:

1. The Board should stress to the divisions that any modernization of their NIL bylaws must be accompanied by guardrails sufficient to ensure that:
 - a. Any compensation received by student-athletes for NIL activities represents a genuine payment for use of their NIL, and is not simply a disguised form of pay for athletics participation;
 - b. Schools and conferences play no role in a student-athlete's NIL activities;

- c. Student-athletes are not being compensated for uses of their NIL in situations in which they have no legal right to demand such compensation;
 - d. Schools or boosters are not using NIL opportunities as a recruiting inducement;
 - e. The role of third parties in student-athlete NIL activities is regulated; and
 - f. Modernization of NIL rules does not interfere with NCAA members' efforts in the areas of diversity, inclusion or gender equity.
2. Provided those guardrails are established, the Board should consider encouraging the divisions to permit student-athletes to be compensated for third-party endorsements, including social media "influencer" activity, in appropriate circumstances. If the divisions make these changes, however, they must take care to prohibit schools or conferences from: (a) Making endorsement payments themselves; (b) Playing any role in locating, arranging or facilitating endorsement opportunities; or (c) Using, or allowing boosters to use, such opportunities as a recruiting inducement or a means of paying for athletics participation.
3. The Board should also consider encouraging the divisions to permit student-athletes to be compensated by third parties for use of the student-athlete's NIL in his or her own work product or other business activity, including social media content creation or distribution, provided that the use does not involve athletics participation or play. Again, if the divisions make these changes, they must take care to prohibit schools or conferences from: (a) Paying student-athletes for these activities; (b) Playing any role in locating, arranging or facilitating third parties to pay for these activities; or (c) Using, or allowing boosters to use, the possibility of such payments as a recruiting inducement or a means of paying for athletics participation.
4. The Board should recommend a timeline for divisions to act so that legislative proposals are fully drafted not later than October 31, 2020; voted on not later than January 31, 2021; and effective not later than the start of the 2021-22 academic year.

It became apparent during the working group's deliberations that certain potential avenues for managing the NIL issue are complicated, or precluded altogether, by the potential application of state NIL laws and/or federal antitrust law to the Association's bylaws. The Presidential Subcommittee on Congressional Action was formed to study these issues in detail and provide guidance to the Board on what actions, if any, the Association should take to seek Congressional assistance in addressing these issues. The Presidential Subcommittee on Congressional Action has identified distinct legal impediments to the Association's ability to modernize its rules related to NIL and to maintain the model of intercollegiate athletes generally. Therefore, the subcommittee has put forward a number of recommendations for Board consideration in engaging with Congress, including to seek preemption of state NIL laws. In offering these recommendations, the subcommittee acknowledges that due to the evolving Congressional landscape, there may be a need for the Association to prioritize one or more of its recommendations in its engagement with Congress.

The working group believes that its recommendations for modernizing the Association's rules related to student-athlete NIL are on track with the Association's general project for modernizing its bylaws. The Board's acceptance of this report signals the transfer of these efforts from the working group to each division, and the solutions that each of them will develop and ultimately approve on these topics. The working group is confident that, as the Association modernizes, it will continue to identify the appropriate guardrails to further support student-athletes within the context of college sports and higher education.

Finally, the working group is mindful of the COVID-19 pandemic as it delivers this report, and the impact the pandemic is having on higher education and college sports. The effects of the pandemic have caused enormous disruption to many, including student-athletes. Although the ultimate impact of the pandemic remains uncertain, this uncertainty must not hinder the efforts to modernize NIL rules intended to benefit student-athletes.

Section I - Background.

- 1. Creation and charge.** The Federal and State Legislation Working Group was created by the Board of Governors May 14, 2019, in response to legislation introduced by federal and state legislators relating to student-athletes' ability to license and benefit from NIL during their period of participation in NCAA athletics. The Board acted, in part, because the proposed federal legislation threatened the tax-exempt status of the Association and its members, while the proposed state legislation threatened to create local differences that would make it impossible to host fair national championships and to alter materially the principles of intercollegiate athletics. The Board felt these legislative initiatives necessitated conversations and agreements about how the membership should respond to the legislative proposals.

The working group was composed of representatives from all three divisions, including three student-athletes:

- Val Ackerman, commissioner, Big East Conference (Division I) (co-chair)
- Jill Bodensteiner, director of athletics, Saint Joseph's University (Division I)
- Bob Bowlsby, commissioner, Big 12 Conference (Division I)
- Don Bruce, faculty athletics representative, University of Tennessee (Division I)
- Rita Cheng, president, Northern Arizona University (Division I)
- Mary Beth Cooper, president, Springfield College (Division III)
- Lauren Cox, student-athlete, Baylor University (Division I)
- John "Jack" DeGioia, president, Georgetown University (Division I)
- Jackson Erdmann, student-athlete, Saint John's University (Division III)
- Rick George, director of athletics, University of Colorado (Division I)
- Carolayne Henry, senior woman administrator, Mountain West Conference (Division I)
- Glen Jones, president, Henderson State University (Division II)
- Scott Larson, athletics compliance coordinator, Lubbock Christian University (Division II)

- Brandon Lee, student-athlete, University of Missouri (Division I)
- Jacqie McWilliams, commissioner, Central Intercollegiate Athletic Association (Division II)
- Jere Morehead, president, University of Georgia (Division I)
- Darryl Sims, director of athletics, University of Wisconsin-Oshkosh (Division III)
- Gene Smith, director of athletics, The Ohio State University (Division I) (co-chair)
- Tim P. White, chancellor, California State University System (Divisions I and II)
- Carla Williams, director of athletics, University of Virginia (Division I)

The Board created the working group to study whether the Association should maintain its opposition to the proposed state and federal legislation, or whether it should work to develop a process whereby a student-athlete could be compensated for use of his or her NIL in a fashion that would be consistent with the NCAA's core values, mission and principles. Specifically, the working group was charged:

- a. To consider whether modifications to NCAA rules, policies and practices should be made to allow for NIL payments;
- b. To remain mindful that NIL payments must not be compensation for athletics participation; that paying students as employees for play is anathema to the NCAA mission focused on students competing against students; and that no legislation which permitted either of those outcomes should be considered;
- c. To assure that any proposed legislative solutions kept in mind that student-athlete benefits must be tethered to educational expenses or incidental to participation;
- d. To examine whether any modifications to allow for NIL payments, beyond what the U.S. Circuit Court of Appeals for the Ninth Circuit required in *O'Bannon* and other court rulings, would be achievable and enforceable without undermining the distinction between professional sports and collegiate sports; and
- e. To preserve the Association's ability to sponsor or host fair interstate competitions and national championships.

The Board of Governors asked the working group to produce a set of Association-wide principles to provide each division guidance in developing a consistent approach on legislation related to NIL payments. The working group was asked to provide an update to the Board of Governors and the NCAA president August 6, and to deliver an initial report by October 29, 2019.

- 2. Initial meetings and feedback.** The working group conducted three in-person meetings and four teleconferences between June and October 2019. During those meetings, the working group received input from a variety of stakeholders, including key representatives of NCAA

members and membership organizations, as well as individuals with subject matter expertise.¹ The working group also received feedback from student-athletes, including members of the National Student-Athlete Advisory Committees for Divisions I, II and III and other student-athletes, in addition to the student-athlete members of the working group. These groups and individuals made presentations to the working group and provided supplemental written material for the working group's consideration.

The working group also invited individuals and representatives of organizations to submit written input, including ideas or concepts, related to the working group's charge. All written input was submitted through an online portal and shared with the working group through the feedback process.

a. Feedback from NCAA membership. In July 2019, the working group requested feedback on potential NIL modernization from NCAA members and other interested parties. In this request, the working group asked the NCAA membership to address the following topics: (1) Challenges and opportunities posed by permitting student-athletes to be compensated for NIL; (2) Potential models for permitting NIL compensation; (3) Whether permitting NIL compensation might affect fair competition, and the possibility of mitigating such effects; (4) Whether it is possible to develop a measure of fair market value for student-athlete NIL; and (5) What steps the membership might take to prevent student-athletes from prioritizing NIL compensation over academic success and team commitment. The following were highlights of the feedback submitted in response to this survey:

(1) Support for rules modernization to accommodate contemporary NIL opportunities. Several respondents noted that recent changes in technology, in particular the emergence of social media platforms and the marketing opportunities they provide, has opened up new opportunities for college students to engage in commercial activities involving their NIL. Respondents felt that NCAA rules needed to be updated to address this changed environment, and to give student-athletes the same opportunities that are available to nonathlete students. Some respondents also noted that current NCAA rules were complicated and hard to follow, and that both schools and student-athletes would benefit from deregulation that resulted in rules that were more clear and easier to follow.

There was a general desire that modernization not be overly focused on, or reactive to, the opportunities that it might provide to football or men's basketball student-athletes. In particular, some respondents noted that

¹ The working group would like to extend special thanks to the Knight Commission on Intercollegiate Athletics, the Collegiate Commissioners Association, LEAD1 and the Drake Group for their thoughtful input.

permitting student-athletes in other sports, who often receive financial aid less than their cost of attendance, to pursue these opportunities could help them directly offset their educational costs without undermining the Association's model of intercollegiate athletics.

Several respondents raised gender equity concerns, particularly if rules were modified to allow schools to be involved in arranging or providing compensation to student-athletes for use of their NIL. It was noted that these concerns would be reduced if schools were prohibited from participating in these arrangements.

- (2) **No desire for changes to NIL rules that would undermine the Association's model of amateur intercollegiate athletics.** While there was significant desire to modernize the NCAA's rules related to student-athlete NIL, NCAA members overwhelmingly indicated that the Association should not make rules changes that would undermine, or fundamentally change, the NCAA's overall model of amateur intercollegiate athletics.
- (3) **Concern over effects on the recruiting process.** Several respondents expressed concern that modernizing rules related to NIL could cause changes to the recruiting process that would harm both schools (by exacerbating recruiting advantages already held by some schools) and student-athletes (by causing student-athletes to place too much emphasis on potential NIL opportunities, rather than academic or athletics opportunities, when choosing their schools).

Respondents also noted, however, that similar dynamics are already present in the recruiting process, and while concern over their exacerbation would justify increased regulation, it should not preclude otherwise beneficial modernization of the NIL rules.

- (4) **Concern over boosters.** Several respondents noted concern over the possible involvement of representatives of the institution's athletics interests ("boosters") in new commercial NIL arrangements that might be permitted by modernized NIL rules. Some respondents were concerned that boosters might make payments that were only nominally for legitimate use of student-athlete NIL, and were primarily motivated by a desire to pay student-athletes for their athletics participation or performance. Other respondents were concerned about the role that new rules might provide to boosters in the recruiting process if the prospect of lucrative endorsement opportunities offered by a school's boosters became a recruiting inducement. Some commentators suggested that booster activity could be limited by prohibiting student-athletes from commercializing their NIL during the playing season.

Others suggested adopting a regulatory system in which payments from third parties to student-athletes were compared, and perhaps limited, to a fair market value standard, while noting the difficulty in creating and maintaining such a system.

The working group found all of this feedback to be immensely useful when formulating its recommendations and has incorporated many of the ideas offered in this process in those recommendations.

- b. **Information from other sports organizations.** The working group also received information regarding athlete NIL licensing programs used in Major League Baseball, NFL, NBA and the Olympics. A focus of the working group's inquiry in this area was whether a group licensing approach to student-athlete NIL, similar to models used in several other sports settings, might be a viable path forward for rule modernization.

One of the critical lessons learned by the working group during its review of these materials was that the group licensing programs that currently exist in professional sports or the Olympics all benefit from legal structures not available to the NCAA or its member institutions, namely the presence of a player's association to serve as a bargaining unit for the athletes (in the case of the NFL and MLB group licensing plans) or the presence of federal legislation conferring antitrust immunity related to sports marketing (in the case of the United States Olympic Committee). As is explained later in this report, the absence of similar legal structures in intercollegiate athletics greatly complicates the NCAA's ability to pursue a group licensing approach similar to the models used in the professional context.

3. **The working group's October 2019 interim report.** October 23, 2019, the working group provided an interim report to the Board of Governors. In its interim report, the working group recommended that the Board adopt the following Association-wide principles:
 - a. Payment to a student-athlete for use of his or her name, image or likeness should not be pay for athletics performance or participation; nor should the payment serve as an inducement to select a particular school.
 - b. Regulation of a student-athlete's name, image or likeness use should be transparent, narrowly tailored and enforceable, and should facilitate the principle of fair competition among schools in a division, including the integrity of the recruiting process.
 - c. A student-athlete should be able to use his or her name, image or likeness in a manner similar to college students who are not student-athletes, unless there is a compelling reason to differentiate.

Consistent with these principles, the working group recommended that the Board take the following steps:

- (1) Authorize changes to NCAA policy and bylaws to permit student-athletes to receive compensation related to NIL, provided the compensation is consistent with NCAA values and principles, and with legal precedent;
- (2) Reject any approach to NIL compensation that would make student-athletes employees of their schools, or would result in NIL payments being used as a substitute for compensation related to athletics participation or performance; and
- (3) Reaffirm the integrity of the student-athlete recruitment process, so that the prospect of receiving NIL compensation does not exert undue influence on a student's choice of college.

The working group also requested that its timeframe be extended through April 2020 so that it could continue to gather feedback and work with student-athletes and the NCAA membership on the development and adoption of new NCAA legislation in accordance with the working group's recommendations.

4. The Board of Governor's October 29 statement and the working group's continuing deliberations. In response to the working group's recommendations, the Board of Governors issued a statement October 29, 2019, establishing the following principles and guidelines for modernization of rules relating to commercial licensing of NIL rights:

- a. Assure student-athletes are treated similarly to nonathlete students unless a compelling reason exists to differentiate.
- b. Maintain the priorities of education and the collegiate experience to provide opportunities for student-athlete success.
- c. Ensure rules are transparent, focused and enforceable and facilitate fair and balanced competition.
- d. Make clear the distinction between collegiate and professional opportunities.
- e. Make clear that compensation for athletics performance or participation is impermissible.
- f. Reaffirm that student-athletes are students first and not employees of the university.
- g. Enhance principles of diversity, inclusion and gender equity.

- h. Protect the recruiting environment and prohibit inducements to select, remain at, or transfer to a specific institution.

The Board of Governors asked the working group to continue to gather feedback through April 2020 on how best to respond to the state and federal legislative environment, to refine its recommendations on the above principles, and to work with student-athletes, the membership and divisional governance structures on the development and adoption of new NCAA legislation. The Board also asked each division to create new rules to be effective as soon as appropriate, and to be voted on not later than January 2021.

Consistent with the Board's October 29 statement, the working group continued its work in late 2019 and early 2020. The working group met again several times through the middle of April, and continued to consult with the Association's student-athletes, membership and the divisional legislative groups charged with modernizing divisional rules related to NIL. The results of these continuing consultations and deliberation by the working group are set forth below.

Section II - The Legal Framework for Student-Athlete Name, Image and Likeness Rights.

Much of the recent discourse on the potential ability of student-athletes to commercialize their name, image or likeness has depended on the assumption that it is NCAA rules, rather than other legal impediments, that are primarily responsible for student-athletes' inability to do so. A point repeatedly made to the working group when it requested feedback regarding possible rules changes in this area – including feedback from legal scholars on both sides of the issue – is that the ability of athletes to insist on payment for the "use" of their NIL is far more circumscribed than many commentators assume. These respondents stressed – and the working group agrees – that any rules changes made in this area must be cognizant of what student-athlete NIL rights do, and do not, cover, because permitting student-athletes to receive payments for NIL "licenses" that are not legally necessary would be tantamount to permitting thinly veiled payments for nothing other than athletics participation. The remainder of this section explains further the legal parameters within which student-athlete requests for NIL compensation would be carried out.

1. **The right of publicity.** The commercial value of a student-athlete's name, image or likeness is based in the right of publicity, a legal doctrine that requires third parties to obtain permission from an individual before making commercial use of that individual's NIL. The right of publicity is created by state law and therefore varies from state to state. In its most common form, the right of publicity allows individuals to prevent third parties from making unauthorized use of their NIL "for purposes of trade." Importantly, the concept of "purposes of trade" does *not* extend to the use of an individual's NIL in news reporting, commentary, entertainment, works of fiction or nonfiction, or in advertising that is incidental to such uses – even if those uses are undertaken for the purpose of making money. So, for example, there is no need to obtain permission to run a news report about a person, or to write an article about them, or to advertise either of those products. The First Amendment to the US Constitution, and the federal Copyright Act, can also preempt or displace the right of publicity in certain circumstances.

2. **The right of publicity and sports broadcasting.** For present purposes, one of the most important limitations on the right of publicity relates to sports broadcasts. Courts have repeatedly held that neither broadcasting a sporting contest, nor advertising or promoting those broadcasts by using the participants' names or images, violates the publicity rights of the participants.² They have similarly held that rebroadcasting clips from a sports contest, or rebroadcasting the entire contest itself, does not violate the right of publicity unless a clip is used in a manner that promotes or implies endorsement of a product or service other than the broadcast itself.³ And courts have held that a person who owns the copyright in a photograph of an athlete or athletics contest can sell that photo without violating the athlete's right of publicity, since in that circumstance the copyright owner's rights under the Copyright Act preempt the athlete's rights under state right of publicity laws.⁴

This means that student-athletes, like other participants in sporting contests, generally have no legal right to prohibit the broadcast or sale of images that are captured while they are playing their sports, or in many other situations associated with their athletics participation. Unless those images are being used to promote an unrelated, third-party commercial product or service, the right of publicity simply does not apply in those situations. Because the right of publicity does not apply to live broadcast, rebroadcasts, news accounts or many informational items or pictures, any "NIL" payments received by student-athletes supposedly in consideration for the creation or sale of those products could not be considered legitimate licensing or work product activity. It would, instead, be little more than payment for participating in the sporting contest itself – literal pay for play.

3. **The NCAA's use of student-athlete name, image and likeness.** The NCAA has traditionally used student-athlete NIL in the course of promoting its own activities, primarily (but not only) its championships. For many years, the NCAA requested that student-athletes sign a waiver granting it permission to use their NIL for these purposes; this waiver request was a standard part of the Student-Athlete Statement. Importantly, the waiver requests made by the NCAA were never used in conjunction with the NCAA's sale of broadcast rights to its championships. Consistent with the law as described above, the NCAA does not require permission from its student-athletes in order to license the right to broadcast its championships, and it has never sought such permission. Similarly, the NCAA has never purported to convey the right to use student-athlete NIL to its broadcast partners or to any other third parties. The NCAA has never attempted to make commercial use of student-athlete NIL, and has no intention of doing so in the future.

² *Marshall v. ESPN*, 111 F.Supp.3d 815 (M.D. Tenn. 2015), *aff'd*, 668 Fed. Appx. 155 (6th Cir. 2016); *Baltimore Orioles v. MLB Players Ass'n*, 805 F.2d 663 (7th Cir. 1986); *Dryer v. NFL*, 55 F. Supp. 3d 1181 (D. Minn. 2014), *aff'd*, 814 F.3d 938 (8th Cir. 2016).

³ *NFL v. Alley, Inc.*, 624 F. Supp. 6 (S.D. Fla. 1983); *Gionfriddo v. Major League Baseball*, 94 Cal. App. 4th 400 (2001); *Dora v. Frontline Video, Inc.*, 15 Cal. App. 4th 536 (1993).

⁴ *Maloney v. T3Media*, 94 F.Supp.3d 1128 (C.D. Cal. 2015), *aff'd*, 853 F.3d 1004 (9th Cir. 2017)

4. **The *Keller* and *O'Bannon* cases.** In 2009, two lawsuits were filed against the NCAA related to student-athlete NIL. One of these cases, *Keller v. Electronic Arts*, was concerned entirely with video games: it accused the NCAA of conspiring with Electronic Arts ("EA") and the Collegiate Licensing Company to make unlicensed use of student-athlete NIL in the NCAA Football and NCAA Basketball video games produced by EA. The other case, *O'Bannon v. NCAA*, focused on the NIL waivers requested in the Student-Athlete Statement: it accused the NCAA of using those waivers as "perpetual licenses" to exploit the name, image or likeness of former student-athletes in commercial products long after they had graduated.⁵ As the *O'Bannon* case progressed, it grew to incorporate the allegation that NCAA amateurism rules also unlawfully restrained current student-athletes from being paid for the commercial use of their NIL while they were in school, in products including sports broadcasts and video games.

One of the key legal questions in the *Keller* case was whether Electronic Arts had a First Amendment right to use student-athletes' NIL in its games regardless of whether it had obtained permission from the student-athletes. The US Court of Appeals for the Ninth Circuit rejected EA's argument and held that the First Amendment did not protect EA from claims that its video games may have violated student-athletes' right of publicity. The *Keller* case thus established that video games like the previously marketed NCAA Football and NCAA Basketball titles cannot be produced without obtaining permission from student-athletes to use their NIL (if those games indeed utilized student-athlete NIL, a factual question that was never resolved in *Keller*).⁶

Similarly, one of the legal questions in the *O'Bannon* case was whether, in the absence of NCAA amateurism rules, student-athletes would receive payments from schools and/or third parties for the use of their NIL in video games and sports broadcasts. The trial court in *O'Bannon* said the answer to both questions was "yes." On the question of whether sports broadcasters are required to obtain licenses from student-athletes, the trial court cited an interim decision of another trial court which had suggested that broadcasters of NFL football games might be required to obtain permission from NFL players in connection with "certain kinds of broadcast footage."⁷ According to the *O'Bannon* trial court, that decision indicated enough uncertainty over the underlying legal landscape to support the plaintiffs' claim that

⁵ For much of their time in the courts, the *Keller* and *O'Bannon* cases were collectively known as *In re NCAA Student-Athlete Name & Likeness Licensing Litigation*.

⁶ The *Keller* case settled before the court decided whether EA Sports' digital avatars used in the NCAA Football and NCAA Basketball games actually violated student-athletes' right of publicity.

⁷ Specifically, the *O'Bannon* court relied on an interim order from the *Dryer* case involving NFL players. See *In re NCAA Student-Athlete Name & Likeness Licensing Litig.*, 37 F. Supp. 3d 1126, 1146 (N.D. Cal. 2014) (citing *Dryer v. NFL*, 689 F. Supp. 2d 1113, 1123 (D. Minn. 2010)). The *Dryer* trial court later issued an order clarifying that sports broadcasts do *not* violate the right of publicity. See *Dryer v. NFL*, 55 F. Supp. 3d at 1195-1200, a conclusion repeated by the District Court and U.S. Court of Appeals for the Sixth Circuit in the *Marshall v. ESPN* case, 111 F. Supp. 3d at 826-27; 668 F. App'x at 157

current student-athletes could demand a share of the live broadcasting revenues associated with their games, if NCAA amateurism rules permitted them to do so. The *O'Bannon* court also found, however, that there was no evidence that the NCAA had used signed waiver forms to prevent former student-athletes from profiting from their name, image or likeness after they had graduated.

When the *O'Bannon* case was appealed to the US Court of Appeals for the Ninth Circuit, the Ninth Circuit expressly declined to address the question whether sports broadcasts could potentially violate the participants' right of publicity, noting that its holding in *Keller* that the right of publicity applies to video games made it unnecessary to address the "thornier questions of whether participants in live TV broadcasts of college sporting events have enforceable rights of publicity."⁸ The Ninth Circuit's decision in *O'Bannon* was therefore based entirely on the notion that video games require a license of student-athlete publicity rights (if, in fact, the video game utilizes their NIL), and that the NCAA's rules must therefore permit student-athletes to receive NIL licensing payments as long as those payments do not result in student-athletes receiving total financial aid that exceeds their cost of attendance. The *O'Bannon* appellate court specifically rejected the plaintiffs' demand that the NCAA must permit student-athletes to receive NIL payments that exceed their cost of attendance.

- 5. The legal framework for student-athlete NIL after *Keller* and *O'Bannon*.** Contrary to what some commentators claim, the *Keller* and *O'Bannon* cases did not cause a significant change in the scope of student-athlete NIL rights. While *Keller* did hold that the First Amendment did not give Electronic Arts the right to make unlicensed use of student-athlete NIL in video games, its holding was limited to video games – a point that the Ninth Circuit itself recognized in 2017 when it declined to extend *Keller's* holding to a case involving the use of student-athlete NIL in photographs.⁹ Moreover, the NCAA had never authorized EA or any other third party to use student-athlete likenesses in video games. *Keller's* holding thus did not prohibit any activity in which the NCAA had been engaging.

Although the trial court in *O'Bannon* suggested that student-athletes might have some publicity rights related to the broadcast of their games, the Ninth Circuit in *O'Bannon* specifically declined to adopt that part of the trial court's opinion, and relied instead on *Keller's* holding that the right of publicity protected the use of student-athlete NIL in video games.

Moreover, several cases that were decided after the trial court's decision in *O'Bannon* have rejected the notion that sports broadcasts require licenses from participants. One of these cases, *Marshall v. ESPN*, specifically addressed NCAA student-athletes and held that broadcasting NCAA sporting contests did not violate their right of publicity.

⁸ *O'Bannon v. NCAA*, 802 F.3d 1049, 1067 (9th Cir. 2015).

⁹ *Maloney v. T3Media, Inc.*, 853 F.3d 1004 (holding that the Copyright Act preempts student-athlete NIL rights in still photographs not used for unrelated promotional purposes).

All of this has led the working group to conclude that any payments made to student-athletes for use of their NIL must be limited to situations in which a NIL license is legally required. In practice, this means that student-athletes should not be permitted to receive NIL payments related to their appearance in a live sports broadcasts or rebroadcasts; photos or news accounts of those broadcasts; or in other situations in which the law does not require a NIL license. To permit student-athletes to receive "NIL licensing" payments in situations where no license is needed would be tantamount to permitting pay for athletics participation or performance, flatly inconsistent with the NCAA's model of amateur intercollegiate athletics.

Section III - The NCAA's Current Rules Relating to Student-Athlete NIL.

The following is meant as a brief summary of the current rules related to student-athlete NIL, based on the unique characteristics of each Division, including the exceptions to those rules and the waiver process related to their application. For a more complete listing, please refer to Bylaw 12.5 (promotional activities) in the Division I, II and III Manuals.

1. Prior to enrollment.

- a. Divisions I and III.** Before enrolling at a Division I or III school and becoming a student-athlete, an athlete may use his or her name, image or likeness to promote or endorse commercial products or services. However, the athlete may not receive any compensation for doing so (other than reimbursement of expenses) if he or she was chosen to participate based on athletics ability, participation or reputation.
- b. Division II.** Before enrolling at a Division II school and becoming a student-athlete, an athlete may be compensated for the use of his or her name, image or likeness to promote a commercial product or service, with no restrictions, other than it is not permissible for an individual to sign with or receive benefits from an agent.

2. After enrollment.

- a. Division I.** A current Division I student-athlete is not allowed to use his or her name, image or likeness to promote or endorse a commercial product or service. This is true even if the student-athlete is not compensated. This restriction also extends to a student-athlete creating his or her own business, regardless of whether the business is related to athletics.
- b. Division II.** A current Division II student-athlete is not permitted to participate in promotional activities related to athletics, or promotional activities in which payment is based on their participation in athletics. Current Division II student-athletes may, however, participate in, and be paid for, promotional activities that are not related to athletics, including modeling and promoting commercial products or services, provided that payment is not based on athletics participation.

Student-athletes receiving these waivers were also required to obtain prior approval from the director of athletics, and their institution was required to maintain records of approvals of all such activities.

The following are examples of the circumstances in which this waiver process has allowed student-athletes to use their NIL to promote products or businesses:

- a. A student-athlete was allowed to use her name and picture on a website and social media accounts to promote a clothing business that she created;
- b. A student-athlete was allowed to use his name, image and likeness to promote a company that he created to provide personalized nutrition recommendations for clients; and
- c. A student-athlete was allowed to use her name and photograph on a website to promote a photography business that she had created (and which was named after her).

These current rules, including the recent waivers, form the backdrop for the working group's recommendations set forth in Section V, below.

Section IV - The Growth in Opportunities for College Students to Make Commercial Use of their NIL Rights.

As noted earlier, the Board of Governors was primarily motivated to form the working group and charge it with reviewing the NCAA's rules regarding student-athlete NIL by the proposals of state and federal legislation on the topic. As the working group engaged in its deliberations, however, it became obvious that the Board's action was timely for another reason. As several respondents pointed out, the last several years have seen a significant increase in the opportunities that college students – *all* college students, not just student-athletes – have to make commercial use of their NIL. Most of these new opportunities are related to the rise of social media, which has created a demand for promotional activities by college students, and student-athletes, that simply did not exist when the NCAA's current rules on promotional activities were drafted. As a result, the NCAA's current rules preclude student-athletes from engaging in a wide range of promotional activities that are open to college students generally, a situation that is inconsistent with the NCAA's goal of treating student-athletes in the same manner as the student-body in general whenever possible. The working group believes that the prevalence of these new promotional activities justifies a significant modernization of current Bylaw 12.5 (promotional activities) and other NCAA rules that touch on this topic. The rest of this section provides a brief discussion of the primary forms that these new opportunities take.

- 1. Social media "influencer" marketing opportunities.** One of the important new commercialization opportunities for college students is to become a social media "influencer." An influencer is simply an individual who creates and shares content on social media platforms like Instagram, Youtube, TikTok or Snapchat. When an influencer acquires

a following on social media, it becomes possible for them to engage in influencer marketing – that is, modeling, using or promoting a product in their social media posts, in exchange for money or some other thing of value (like free samples of the products that they are promoting). Influencers are often prized as marketers because of the direct line of communication they can have with their followers, which allows them to be more effective than traditional means of advertising in driving engagement with brands. It is estimated that, globally, brands spend somewhere between 5 and 10 billion dollars a year on influencer marketing.

While the most successful influencers are typically celebrities in their own right and have social media audiences in the millions, commercial opportunities are not limited to influencers with large follower counts. In recent years brands have also become interested in so called micro-influencers, individuals with follower counts in the hundreds or thousands, not millions.

The smaller size of a micro-influencer's follower count can make their engagement with their followers more genuine and honest, which many brands feel adds to their appeal as a promoter. Micro-influencers can also be much less expensive for brands, with the influencers often being paid hundreds rather than thousands of dollars, or being paid only in terms of being allowed to keep the product that they are promoting. As brands have come to see micro-influencers as potentially more effective promoters – especially in niche areas, like specialty sports apparel or equipment – they have started to make significant marketing efforts in this area. This effort has extended to college students.

- 2. Digital content creation and distribution.** The other significant new area of commercial opportunities for students, and student-athletes, is creating and sharing digital content: podcasts, videos, streams of video game sessions, and the like. There has been a revolution in this area over the last decade, with the barrier to entry lowered dramatically in terms of content creation, distribution and monetization. Virtually anyone with a smartphone or a modern computer can record a podcast, or a video, or capture themselves playing a video game. Similarly, modern digital content distributions systems like Apple Podcasts, YouTube, Twitch and Patreon have made it trivially easy both to distribute these digital media products to followers, and to monetize them either directly (i.e., by placing the content behind a paywall) or indirectly (by selling advertisements associated with the products). Like being an influencer, these opportunities are available to – and have been seized by – college students.

As these new means of engaging in promotional or commercial activities have become ubiquitous, student-athletes have frequently sought approval to engage in them through the waiver process. Waiver requests have ranged from circumstances involving student-athlete owned businesses to requests to promote third-party commercial entities as a model or spokesperson. In considering these waiver requests, the NCAA staff has not distinguished between the use of social media and traditional promotional activities in the waiver space, although social media and technology have presented additional considerations.

Below are examples of waiver requests filed by student-athletes, or examples posed to staff through the interpretations process, related to the use of student-athletes' NIL on social media to promote products or business:

- a. A field hockey student-athlete was the host of a profitable video series (i.e., vlog) about cooking and nutrition on an online video streaming service. The student-athlete was paid based on online ad revenue, consistent with other vloggers with similar-sized audiences. The student-athlete was a nutrition major seeking to become a professional chef.
- b. A baseball student-athlete used a live streaming platform to broadcast himself playing video games. The student was paid based on online ad revenue, consistent with other gamers of comparable skill and viewership. The student-athlete wanted to use his name, image and likeness to promote his company (i.e., his channel on the gaming platform) and products he used while gaming (e.g., e-sports equipment manufacturers).
- c. A football student-athlete was the host of a profitable vlog about his experiences as an NCAA student-athlete on an online video streaming service. The student-athlete included footage of institutional contests and practices in his vlog, as well as interviews with teammates. The student-athlete was a journalism major and aspires to be a sports broadcaster.
- d. A volleyball student-athlete was a well-known influencer on Instagram. The student-athlete sought to receive the going rate for sponsored posts on behalf of clothing brands. The student-athlete was selected to promote the clothing brands based on the substantial following she had on Instagram, rather than on her athletics notoriety.

The working group believes the NCAA's rules on promotional activities should be modernized so that examples such as these are clearly addressed by the main text of the rules, rather than being dealt with through the waiver process. The working group's recommendations for how the rules could be modernized are set forth in the next section.

Section V - Additional Recommendations on Association-Wide Principles and Regulatory Framework.

After gathering additional feedback from student-athletes and the membership, and actively participating in the divisional legislative process, the working group reaffirms its earlier recommendation and the Board of Governors' determination that member schools may permit student-athletes the opportunity to benefit from the use of their NIL in a manner consistent with the values and principles of intercollegiate athletics. More specifically, the working group has received feedback from all three divisions that illustrates allowing such compensation for some promotional or commercial activities can likely be accommodated in a manner consistent with the NCAA's model of amateur intercollegiate competition. This will likely be true even if those activities are associated in some way with a student's athletics talents or recognitions, provided that such compensation is not

provided or arranged by the student's school, and does not amount to compensation for the student's athletics performance for, or association with, his or her school. For this reason, the working group recommends that the Board of Governors enhance its policy to make clear that the divisions should significantly modernize the NCAA's current rules on promotional activities and commercial use of student-athlete NIL.

1. **Why significant modernization is appropriate.** There are several broad reasons for the working group's recommendation that the divisions should consistently modernize their rules on commercial and promotional use of student-athlete NIL.
 - a. **Current rules could prevent student-athletes from pursuing opportunities available to college students generally.** As noted above, the rise of social media and internet distribution and monetization channels have resulted in a significant increase in the number and type of opportunities that college students have to engage in promotional activities or otherwise monetize their NIL. The NCAA's current rules tend to prohibit student-athletes from engaging in these activities in a blanket manner, and while the waiver process has permitted some activities not addressed by the language of Bylaw 12.5 (promotional activities), the working group recommends that the rules be thoroughly reworked to address directly the modern NIL environment. The working group also believes that the rules should generally permit student-athletes to pursue the same kind of promotional opportunities that are available to other students. This is consistent with the Board of Governors' direction and initial divisional legislative direction that student-athletes should be treated similarly to other college students unless a compelling reason to differentiate exists.
 - b. **The historic distinction between permitted and prohibited promotional activities should be reexamined in light of modern commercialization opportunities.** The working group also believes that the divisions should consider modernizing the manner in which their bylaws address "traditional" promotional activities, such as television commercials or in-person autograph signings. The working group has received significant interest in and feedback on these types of activities; indeed, the divisional legislative bodies continue to grapple with these very issues as we provide our final report to the Board of Governors. Based on the feedback we have received and the considerations of the divisional bodies, we believe that with the appropriate restrictions, a division could permit a student-athlete to be compensated for use of her NIL in a television endorsement of a product, or for signing an autograph. Any such modernization pursued by the divisions must, however, be accompanied by regulation sufficient to ensure that the newly permitted activities remain consistent with divisional values and philosophies.
 - c. **Concerns about abuse of NIL commercialization are better addressed through proper regulation than prohibition.** Rather than prohibit entire categories of promotional or commercial activities, the working group believes it is more

appropriate to address potential abuses through regulation and enforcement. Indeed, the most important check on potential abuse of NIL compensation, and one that the working group recommends maintaining in its entirety, is the current prohibition on NCAA members providing NIL compensation to student-athletes, or arranging for third parties to do so, unless such compensation is part of a total financial aid package that does not exceed cost of attendance.¹¹ Such payments would quickly threaten to become pay for play, which is why none of the working group's recommendations suggest creating an environment to facilitate them.

The working group studied the NCAA's rules, received feedback regarding them, and carefully considered how boosters should be treated by any new rules adopted by the divisions. Traditionally, the concern that boosters would circumvent rules against pay for play by making such payments in the school's stead has resulted in NCAA rules that treat boosters as identical to schools for rules purposes. Many in the membership recommended that this treatment of boosters continue in connection with the new NIL commercialization rules, which would have effectively prevented boosters from participating in the many of the new opportunities. While it is a difficult issue, the working group finds that an outright ban in all three divisions could be unnecessarily restrictive.

Instead, the working group suggests that the divisions study whether it is possible to adopt rules and enforcement techniques sufficient to ensure that any compensation paid by boosters purportedly for use of student-athlete NIL represents genuine compensation for use of those NIL rights, separate from athletics participation, rather than disguised payments for athletics participation. These new rules may require the divisions to draw new distinctions between types of boosters when evaluating their participation in student-athlete NIL activities, with some boosters being subjected to enhanced scrutiny due, for example, to their participation in the recruiting process or their long-standing association with an athletics department. Other categories of boosters – for example, someone who qualifies as a booster simply because they made a donation to obtain season tickets, or employed an enrolled student-athlete – may warrant less scrutiny when engaged in NIL activities. For the same reasons, the working group recommends that the Board of Governors encourage each division to adopt enforceable rules ensuring that schools and their boosters do not use the prospect of future NIL commercialization opportunities as an inducement to select, or transfer to, a specific school.

¹¹ The permanent injunction entered by the court in *O'Bannon v. NCAA* prevents the NCAA from prohibiting "the inclusion of compensation for the licensing or use of prospective, current, or former Division I men's basketball and FBS football players' names, images and likenesses in the award of a full grant-in-aid, up to the full cost of attending the respective NCAA member school." Nothing in the working group's recommendations is meant to suggest that schools should be prevented from providing this type of financial aid.

2. **Necessary regulation of newly permitted NIL activities.** While the working group recommends significant modernization of the rules related to student-athlete NIL, it also believes that the divisions must adopt regulations designed to ensure that the newly permitted NIL activities do not undermine America's unique educational model of athletic competition conducted between students, rather than professionals. In particular, the working group's recommendations to the Board of Governors that it encourage the divisions to significantly modernize their rules related to NIL is inextricably bound to the working group's strong further recommendation that the Board require the divisions to also adopt guardrails embedded in regulations sufficient to ensure the following:
- a. Institutions should encourage student-athletes to keep their academic commitments and not let NIL activities distract or interfere with their academic progress. Student-athletes should abide by institution and athletics department policies with respect to missed class time and good academic standing;
 - b. The compensation earned by student-athletes for NIL activities should represent genuine payments for use of their NIL independent of, rather than payment for, athletics participation or performance;
 - c. Outside the context of providing financial aid up to cost of attendance as allowed by prevailing law, schools, conferences and the NCAA should play no role in arranging NIL activities or payments for student-athletes;
 - d. Outside the context of providing financial aid up to cost of attendance as allowed by prevailing law, schools, conferences and the NCAA should play no role in student-athletes' NIL activities themselves, including by permitting student-athletes to use their facilities, uniforms, trademarks or other intellectual property;
 - e. NIL activities must not be contingent on a prospective student-athlete's enrollment at a particular school or group of schools, nor otherwise used as an inducement by a school or booster;
 - f. The use of agents, advisors and professional services by student-athletes in connection with the NIL activities must be regulated; and
 - g. NIL activities must not interfere with NCAA member institutions' efforts in the areas of diversity, inclusion or gender equity.

The working group urges the Board to recommend that the divisions pay particular attention to potential recruiting issues created by the modernized NIL rules, and in particular to the possibility that NIL opportunities may be used as direct or indirect inducements during the recruiting process. Unlike athletes in the professional leagues – whose ability to choose their teams is tightly constrained by mandatory drafts and contract terms, free agency rules, salary

caps and similar restraints – student-athletes have complete freedom when it comes to selecting which school they will attend. The ability of students to freely choose the school that best fits their academic and athletics aspirations is one of the defining features of America's model of intercollegiate athletics. But one result of this freedom is the possibility that students will place undue emphasis on potential NIL opportunities when selecting their schools, to the potential detriment of their academic and athletics careers, and to the potential detriment of fair competition between NCAA members. Student-athletes may also be exploited by bad actors making false promises of NIL opportunities should they select a particular school, only to have those opportunities fail to materialize after enrollment. The divisions should take care to adopt guardrails that will, to the extent possible, prevent the new NIL opportunities from distorting student school choice in this manner.

- 3. Specific recommendations.** After considerable feedback and engagement with student-athletes and the divisional legislative process, the working group recommends that the Board of Governors encourage the divisions' continued consideration of appropriate revisions to their bylaws to permit the student- athlete NIL activities detailed in Section V.C.1, below.

Of course, the working group's endorsement of these activities to the Board of Governors is contingent on each of the divisional governance structures developing adequate measures to implement the guardrails previously established by the Board of Governors and refined above. Because through our work we have gathered a deeper appreciation that the rules needed to accomplish these modifications may differ from division to division, the working group recommends that the Board of Governors appropriately leave to the divisions the final form of any rules changes. The working group, however, suggests that the Board encourage the divisional governance structures to pay particular attention to certain potential issues as they develop appropriate guardrails around the newly permitted NIL activities; those are set forth in Section V.C.2.

Understanding the current legal landscape regarding promotional activity, the working group also stresses that it is not recommending that any changes be made to the rules permitting NCAA schools or conferences to make certain promotional uses of student-athlete NIL. The working group does not intend any of these recommendations to suggest that such uses are no longer appropriate, or that schools or conferences must, should or may compensate student-athletes for those traditional uses.

Finally, the working group acknowledges that, as the divisions consider rules that will significantly expand the ability of student-athletes to engage in previously prohibited commercial activities while retaining NCAA eligibility, they will be in uncharted territory. It is possible that some of the newly permitted activities will be exploited in unforeseen ways by third parties and damage NCAA values like fair competition, gender equity or the primacy of education over athletics. The working group recommends that the Board of Governors urge each of the divisions to closely monitor the effect of these newly permitted activities and to be proactive in addressing abuses, including by potentially restricting some of these

activities if they prove impossible to permit without doing damage to NCAA values or impinge on divisional philosophies.

- a. **Recommended areas in which rules related to NIL should be modernized.** Based on broad feedback and the working group's understanding of the direction of the divisional bodies, the working group would recommend support for the following two categories of NIL commercial activity by student-athletes, provided that the divisions develop regulation to implement the Board of Governors' principles and guidelines described above.

(1) **Category One: Compensation for third-party endorsements.** The divisions could permit student-athletes to receive compensation for use of their NIL in third-party endorsements or social media influencer activity, including certain activity or endorsements that may be related in some way to athletics. However, we recommend that the divisions take care to prohibit schools or conferences from making these kind of endorsement payments themselves, or having any involvement in student-athlete endorsement activity. These prohibitions on institutional involvement in student-athlete NIL activity should include, at a minimum, (a) A prohibition on institutions arranging, identifying, facilitating or having any other kind of participation (including by encouraging booster participation) in endorsement deals for their student-athletes; and (b) A prohibition on institutions permitting student-athletes to use the institution's intellectual property in student-athlete endorsements. For example:

- (a) It could be permissible for a student-athlete at University A to be paid to endorse a commercial product in a television commercial or social media posting, provided that University A's uniform or marks do not appear in the commercial or posting and that the university did not play a role in arranging the opportunity; and
- (b) It could be permissible for a student-athlete to post content to a YouTube channel (e.g., day-in-the-life) and be compensated for endorsement of a particular product (e.g., product placement in the videos) provided that University A did not aid in the production of the content and no university marks are used.
- (c) It should be *impermissible*, however, for University A to pay a student-athlete for appearing in one of University A's commercials.

(2) **Category Two: Compensation for student-athlete work product or business activities.** The Board should also consider encouraging the divisions to permit student-athletes to receive compensation from third

parties, but not schools or conferences, for the use of NIL in their work product or business activities, including compensation for:

- (a) Social media content creation and distribution;
- (b) Promotion of student-athlete businesses (music, art, athletic lessons, etc.); and
- (c) Personal promotional activities (autograph signings, etc.).

Student-athletes could be permitted to be compensated for these activities even if they are related in some general way to fitness or athletics. The divisions should adopt rules, however, prohibiting schools or conferences from (1) Paying student-athletes for the activities; (2) Arranging, or having any involvement in these activities, or (3) Permitting their intellectual property to be used in these activities. For example:

- (a) It could be permissible for a student-athlete at University A to conduct an in-person or virtual sports camp and use his or her name, image and likeness to promote the camp, provided that University A's marks and facilities are not used;
- (b) It could be permissible for a student-athlete at University A to be paid for making personal appearances, provided that University A is not involved in arranging for the appearances and University A's marks are not used (e.g., the student-athlete is not permitted to appear in University A's jersey or golf shirt); and
- (c) It could be permissible for a student-athlete at University A to develop a line of clothing and use his or her name, image and likeness to promote the apparel, provided that University A's marks are not used in the promotion or actual apparel.
- (d) It should be *impermissible*, however, for that student-athlete to be paid for any appearance by or on behalf of University A.

The working group is not recommending any further modernization of bylaws beyond these two categories at this time. In particular, recognizing the current legal landscape, the working group is not recommending any changes to NCAA rules to permit student-athletes to be compensated for appearing in photographs, broadcasts, clips or other recordings of athletics contests or related activities. As explained earlier in this report, the right of publicity does not extend to such recordings, which means that any payments to

student-athletes associated with them would not represent legitimate NIL licensing activity by student-athletes. Even if the right of publicity did extend to some of these uses, moreover, the working group believes that any compensation for them would be inconsistent with the collegiate model, due to the tight nexus between athletics participation and NIL in these contexts.

At this time, the working group is also not recommending any changes to NCAA rules to permit group licenses of student-athlete NIL in what are characterized as group products (like video games). There are legal hurdles to such activity that preclude it as a realistic option for implementation at this time. The working group recommends that the NCAA continue to explore whether those legal hurdles can be overcome through efforts described in Section VI, so that this issue can be revisited in 2021 or later.

The working group appreciates that the market response to new opportunities permitted by these proposed rules changes may not be made available in a gender-equal manner. Because schools and conferences may be prohibited from having any direct or indirect involvement in these new opportunities, they will not be able to correct or offset this problem directly, by leveling any imbalance created by the market's offerings. The working group nonetheless encourages schools to make educational resources available to all student-athletes so that they are aware of how they might pursue NIL activities.

b. Recommended areas of regulation of newly permitted NIL activities. As noted earlier, the working group's recommendations regarding the two categories of potentially permissible activities are contingent on each division creating rules to prevent these new activities from undermining the integrity of the collegiate model and the recruiting process. When considering those regulations, the working group recommends that the Board of Governors encourage the divisions to consider the following issues in particular:

- (1) Whether certain categories of promotional activities (e.g., alcohol, tobacco and sports gambling) should be precluded because they are inconsistent with the NCAA membership's values;
- (2) Whether certain categories of third-party businesses (e.g., athletics shoe and apparel companies) should be precluded from, or have limited participation in, the newly permitted activities, due to their history of encouraging or facilitating recruiting and other rules infractions;
- (3) What adjustments, if any, should be made to NCAA rules regarding promotional and other commercial activity by athletes prior to enrollment at an NCAA institution, including consideration of the disclosure and

enforcement mechanisms that might be required in connection with this issue. Discussion of this issue should explore whether disclosure or enforcement efforts in this area should utilize the assistance of third-party entities at the local, conference or Association-wide levels, in part to help relieve the burden that campus compliance personnel may face attempting to monitor the newly permitted activities;

- (4) How best to implement safeguards to ensure that newly permitted activities do not impose undue burdens on student-athlete time;
- (5) How best to implement safeguards to ensure that newly permitted activities are not utilized by boosters in a manner that circumvents the divisions' amateurism rules. This should include consideration of the disclosure and enforcement mechanisms that may be necessary to monitor the new NIL activities and payments;
- (6) Creating a framework to permit student-athletes to engage and consult with professional services providers in connection with their NIL and business activities (e.g., tax, legal, subject matter experts) consistent with existing federal and state laws; and
- (7) Creating resources on campus to educate student-athletes about the newly permitted activities and in a manner consistent with gender equity.

Section VI - Presidential Subcommittee on Congressional Action.

Background.

One topic that repeatedly came up during the deliberations of the working group was the possibility that the Association's attempts to modernize its rules relating to NIL could be frustrated by antitrust lawsuits, or by state laws that purport to override NCAA rules related to NIL issues. As the working group discussed possible reforms for consideration by the NCAA membership, it became apparent that the potential impediments posed by these outside legal factors could significantly undermine the Association's ability to take meaningful action in this area.

To address this issue, and in response to the introduction of federal NIL legislation and interest in NIL by Members of Congress, November 16, 2019, the Board of Governors Executive Committee directed that a subcommittee of the working group be formed. The purpose of the subcommittee was to provide input to the Board of Governors and the NCAA president on potential assistance that the Association should seek from Congress to support any efforts to modernize the rules in NCAA sports, while maintaining the latitude that the Association needs to further its mission to oversee and promote intercollegiate athletics on a national scale.

This Presidential Subcommittee on Congressional Action was composed of the presidential members of the working group as well as one independent member of the Board of Governors:

- Rita Cheng, president, Northern Arizona University (Division I)
- Mary Beth Cooper, president, Springfield College (Division III)
- John "Jack" DeGioia, president, Georgetown University (Division I) (chair)
- Michael Drake, president, The Ohio State University (Division I)
- Glen Jones, former vice chair, NCAA Board of Governors (Division II)
- Denis McDonough, The Markle Foundation
- Jere Morehead, president, University of Georgia (Division I)
- Tim P. White, chancellor, California State University System (Divisions I and II)

The Presidential Subcommittee conducted a total of seven meetings and teleconferences between December 16, 2019, and the date of this report. The subcommittee received reports from NCAA legal and legislative affairs staff regarding the potential legal impediments faced by the Association as it considers NIL modernization, as well the effect those impediments may have on the Association's ability to adopt and enforce its bylaws more generally.

For the past 114 years, the NCAA has served as the recognized authority and voice for the millions of student-athletes who have participated in intercollegiate athletics. A member-driven organization comprised of over 1,100 colleges and universities, the overarching purpose of the NCAA is to create a safe, fair and equitable environment that allows student-athletes to reach their full potential in academics, athletics and life. This ambitious ideal is achieved by providing student-athletes with transformational opportunities and experiences through the integration of athletics with academics.

Unfortunately, the evolving legal landscape surrounding NIL and related issues threatens to undermine the intercollegiate athletics model and significantly limit our ability to meet the needs of student-athletes moving forward. Specific modernization reforms that the working group believes are in the best interests of student-athletes and consistent with the collegiate model might prove infeasible as a practical matter due solely to the legal risk that they might create for the Association. While we are sensitive to the legal risks involved, we are more concerned about working in the best interests of our student-athletes to ensure that their voices continue to be heard and that their interests, current and future, are advanced and protected.

Further, the subcommittee believes that the NCAA is the most appropriate and experienced entity to oversee intercollegiate athletics given the uniqueness of the collegiate model of athletics, its member-driven nature and daily connection to student-athletes, the breadth and scope of its administrative operations, its willingness to respond to the evolving needs of student-athletes, and its long track record of providing remarkable opportunities for student-athletes to gain access to higher education.

Recommendations.

In light of the above and driven by our desire to do what is best for our student-athletes, the Presidential Subcommittee urges the NCAA Board of Governors to:

1. Support the ongoing modernization effort of NCAA rules in areas of student-athlete well-being, including student-athlete experience, health and safety and academic success; and
2. Immediately engage Congress to accomplish the following:
 - a. Ensure federal preemption over state name, image and likeness laws;
 - b. Establish an antitrust exemption for the Association;
 - c. Safeguard the nonemployment status of student-athletes;
 - d. Maintain the distinction between students-athletes and professional athletes; and
 - e. Uphold the NCAA's values including diversity, inclusion and gender equity.

In offering these recommendations, the subcommittee acknowledges that, due to the evolving Congressional landscape, there may be a need for the Association to prioritize one or more of the above recommendations in its engagement with Congress.

The reasons the Presidential Subcommittee believes these actions are necessary and appropriate are set out below.

1. **Why Congressional Action is Desirable.** The Presidential Subcommittee has identified two distinct legal impediments to the Association's ability to modernize its rules relating to NIL, and to maintain its model of amateur intercollegiate athletics more generally. Those two impediments are (a) The attempts by various state laws to override, in whole or in part, the NCAA's ability effectively to manage issues related to NIL; and (b) The threat of continuing antitrust litigation.
 - a. **Impediments Posed by State NIL Legislation.** During its deliberations, the subcommittee reviewed the current movement among the states to adopt laws that purport to supplant, in whole or in part, the NCAA's ability to manage effectively in this area. As of the date of this report, 34 states have introduced bills addressing the topic of payments to college student-athletes for use of their NIL rights. Two of these bills have become law: one in California and one in Colorado. Both laws expressly prohibit the NCAA from adopting rules regarding student-athletes earning compensation as a result of the use of the student's name, image or likeness when that

compensation is paid by third parties.¹² Other laws under consideration would erode the NCAA's ability to maintain the collegiate model even further.

New York, for example, is considering a law that would, among other things, require that colleges pay their student-athletes a share of ticket revenue earned from sporting events. Not only would this law undermine the NCAA's model of amateur intercollegiate athletics; it would threaten to transform student-athletes into employees of their schools.

These state laws create two distinct, but related, impediments to the Association's ability to maintain its model of intercollegiate athletics in its current, national form. First, all of these laws contain provisions that are fundamentally incompatible with the NCAA's model of intercollegiate athletics, since they purport to completely remove the NCAA's ability to adopt or enforce rules related to third-party commercialization of student-athlete NIL. These laws would thus strip the NCAA of the ability to ensure that third-party NIL commercialization was not being conducted in a manner that distorted the process by which student-athletes select which school to attend, or undermined student-athlete welfare, or amounted to the creation of a back-door scheme of pay for play.

Second, the fact that these laws are being considered or adopted by the states, rather than at the federal level, creates the very real possibility that NCAA members in different states will be governed by different rules related to NIL. If the NCAA simply accepted that the California Fair Pay to Play Act overrode its rules in California, for example, it would mean that student-athletes attending California schools would be governed by very different rules on NIL than student-athletes attending schools in other states. This would deal a serious blow to the NCAA's ability to sponsor sports and championships on a truly national level. It would also gravely undermine the ability of the NCAA's members to achieve their shared goal of fair competition within their divisions.

¹² For example, the California law provides, in pertinent part:

(a)(1) A postsecondary educational institution shall not uphold any rule, requirement, standard, or other limitation that prevents a student of that institution participating in intercollegiate athletics from earning compensation as a result of the use of the student's name, image, or likeness. Earning compensation from the use of a student's name, image, or likeness shall not affect the student's scholarship eligibility.

(2) An athletic association, conference, or other group or organization with authority over intercollegiate athletics, including, but not limited to, the National Collegiate Athletic Association, shall not prevent a student of a postsecondary educational institution participating in intercollegiate athletics from earning compensation as a result of the use of the student's name, image, or likeness.

(3) An athletic association, conference, or other group or organization with authority over intercollegiate athletics, including, but not limited to, the National Collegiate Athletic Association, shall not prevent a postsecondary educational institution from participating in intercollegiate athletics as a result of the compensation of a student athlete for the use of the student's name, image, or likeness.

The subcommittee has therefore concluded that it is vital for Congress to step in and ensure that any laws pertaining to student-athlete NIL be enacted at the federal, rather than state, level. For this reason, the subcommittee believes it is appropriate and advisable for the Association to partner with Congress to enact a federal law that addresses the issue of compensation to student-athletes for use of name, image or likeness, and preempts state laws on that topic.

- b. Impediments Posed by Continuing Antitrust Litigation.** The subcommittee also reviewed the history of antitrust lawsuits brought against the Association over the last several decades. That review revealed that federal antitrust law has frequently been used by aggrieved parties as a tool to attempt to change or undermine the Association's rules. Several of these lawsuits have been brought by third-party business interests, not current or former student-athletes, and have typically attempted to force the Association to change its rules for the benefit of those business interests. While these lawsuits have, for the most part, been unsuccessful, the Association has been required to devote scarce and valuable resources to defending them, resources that could have been better spent on pursuing the Association's other goals.

The Association has also faced several antitrust challenges to its amateurism and eligibility rules brought by current or former student-athletes. The Association has, for the most part, been successful in defending these lawsuits. In response to a recent challenge to the Division I transfer rules, for example, the U.S. Court of Appeals for the Seventh Circuit held that such rules do not violate the antitrust laws because they are "clearly meant to help maintain the revered tradition of amateurism in college sports" and "the preservation of the student-athlete in higher education."¹³ Similarly, the U.S. Court of Appeals for the Ninth Circuit recently held that the NCAA's amateurism rules benefit both students and consumers.¹⁴

The Association's attempts to defend its amateurism rules from antitrust attack have not always been successful, however. Even as it affirmed the beneficial effects of the NCAA's amateurism rules in general, the Ninth Circuit's *O'Bannon* decision endorsed the notion that plaintiffs can use federal antitrust law to attempt to "prove" that there are better ways of preserving amateurism than current NCAA rules. This has led to another round of litigation in which plaintiffs have attempted to use the antitrust laws as a vehicle to second guess the Division I membership on the details of the Division I financial aid rules. The subcommittee is concerned that these sorts of antitrust challenges will continue, and will interfere with the Association's ability to effectively and efficiently regulate intercollegiate athletics contests between its members.

¹³ *Deppe v. NCAA*, 893 F.3d 498, 501-503 (7th Cir. 2018).

¹⁴ *O'Bannon v. NCAA*, 802 F.3d 1049 (9th Cir. 2015).

The subcommittee's review of this litigation history has led it to conclude that the threat of antitrust lawsuits will continue to impinge on the membership's ability to investigate and adopt common and adequate solutions to pressing issues facing college athletics. For this reason, the subcommittee believes it is appropriate and advisable for the Association to seek an exemption from federal and state antitrust laws.

Section VII - Timeline and Phased Divisional Implementation.

The working group has completed its work with the submission of this report to the Board of Governors. The report recognizes that there is a common, national framework to achieve name, image, and likeness opportunities for student-athletes in a manner that does not compromise the collegiate model. Yet, within that framework, the divisions will have to craft their legislative proposals to meet the needs of their own student-athletes and divisional philosophies. With this report, the divisions have the guidance necessary to complete their work. The divisions may act more quickly than the timeline contemplates but progress must continue and decisive measures should be taken. The divisions are asked to continue to provide periodic reports to the Board of Governors regarding their progress.

By April 30, 2020. This report is delivered to the NCAA Board of Governors for its review. The Board of Governors issues its additional Association-wide guidance to the divisions.

By August 30, 2020. The divisions should have drafted NIL legislative proposals for consideration and divisional governance bodies should have solicited additional membership suggestions regarding permissible activities and appropriate regulation. In particular, the working group recommends that all three divisions consider modifying their rules to permit those activities that have been permitted to date via the Division I waiver process, via rule in Division II or via interpretation in Division III. Further, the divisions should consider modifying their rules to permit commercial or promotional use of NIL by student-athletes related to their own businesses or work product, provided that work product is *not* related to athletics.

By October 31, 2020. Divisional governance bodies should have revised NIL proposals and recommended legislation that meets the divisional needs of their student-athletes for commercial or promotional use of their NIL in situations that are *related to athletics*, or that involve endorsements of commercial products or services. These rules changes will necessarily include the consideration and adoption of safeguards identified earlier, to prevent (among other abuses) NIL opportunities from being used as a recruiting inducement, or boosters using NIL opportunities as back-door pay-for-play. The divisions should also consider whether additional structures may be advisable for the purpose of monitoring athletics-related NIL commercial or promotional activities and whether those structures should exist within the divisions or Association-wide; to regulate the involvement of agents or other service providers in the newly permitted activities; to determine the extent to which any of the modifications should apply to individuals prior to their initial collegiate enrollment; and to address any gender equity concerns raised by the new activities.

By January 31, 2021. Divisions should have enacted all NIL legislative proposals appropriate for their divisions with effective dates not later than the start of the 2021-22 academic year.

Future Considerations. The divisions should continue to explore whether it is possible to support institutionally managed group licenses for athletically related activities. As noted earlier, there currently are significant legal impediments to the NCAA adopting this kind of licensing structure; further exploration of these concepts will require clarity from Congress of the NCAA's authority to enact rules or maintain oversight in this area.

Board of Governors expands sexual violence policy

New measures could result in penalties, including loss of athletics eligibility

May 1, 2020 1:26pm

The NCAA Board of Governors, the Association's top governing body, has expanded its existing [association-wide campus sexual violence policy](#).

According to the new policy, all incoming, current and transfer college athletes must disclose annually to their school whether their conduct has resulted in an investigation, discipline through a Title IX proceeding or a criminal conviction for sexual, interpersonal or other acts of violence. A failure by the athlete to accurately and fully disclose investigatory activity, a disciplinary action or criminal conviction may result in penalties, including a loss of athletics eligibility as determined by the school.

In addition, schools will need to take reasonable steps to confirm the information provided by prospective, continuing and transfer student-athletes and provide it to other member schools if the student-athlete attempts to enroll in a different college or university. Finally, NCAA member schools must have policies in place to gather conduct-related information from former schools attended by recruited prospects or transfer student-athletes.

This policy is a culmination of discussions the Board began in January of this year. The board's action will require disclosure beginning in the 2021-22 academic year.

"The action is the latest step by the Association, consistent with its values, in supporting NCAA member schools to address sexual violence on their campuses," said Michael V. Drake, chair of the board and president of The Ohio State University.

In August 2017, the board adopted the previous policy requiring coaches, college athletes and athletics administrators to complete sexual violence prevention education each year. As part of the policy, each member school must confirm their athletics department is informed on and compliant with school policies regarding sexual violence prevention and proper adjudication and resolution of acts of sexual violence to be eligible to host NCAA championships.

The board has taken several steps to address sexual violence in the past ten years, including providing member institutions with recommendations for how to address reports of sexual violence and promote a culture on campus that is free from sexual violence. In 2014, the governance body passed a [resolution](#) that lays out expectations for athletics departments.

The NCAA also created the [sexual violence prevention tool kit](#) to aid athletics administrators in their efforts to create campus communities free of violence and foster safe places for students to learn and thrive.

Schools remain responsible for personnel background checks for those engaging with student-athletes. Further, schools continue to have responsibility to set standards for appropriate conduct with students, investigation of alleged inappropriate conduct, and resulting discipline to those engaging with student-athletes.

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NCAA Government Relations Report
(July 2020)

Congressional Overview

The global health crisis has demanded much of Congress' attention throughout the spring and early summer of 2020. In March and April, Congress passed four legislative proposals designed to address the extensive economic and public health impact COVID-19 has had on a wide range of stakeholders, including the higher education community. Congressional operations have also been impacted as both chambers have limited access to Congressional buildings and adjusted proceedings to permit virtual participation in meetings and hearings. The House of Representatives also passed rule changes to allow for proxy voting for the duration of the pandemic.

Congressional focus on the health crisis has extended to college sports as Members of Congress and their staffs have demonstrated an increasing interest in the safe return of student-athletes to practice and competition. Additionally, Members from the House and Senate have continued to engage on the issue of student-athlete name, image, and likeness.

Federal Issues

Name, Image, and Likeness

While COVID-19 continues to impact legislative priorities and the congressional calendar, a bipartisan group of policymakers in the U.S. House of Representatives and Senate continue to discuss the complex issues surrounding name, image, and likeness and the prospects of federal legislation to establish a national policy on NIL. Key voices in these discussions include Rep. Anthony Gonzalez (R-OH) and Senators Roger Wicker (R-MS), Jerry Moran (R-KS), Maria Cantwell (D-WA), Richard Blumenthal (D-CT) and Marco Rubio (R-FL).

As an extension of these discussions, the Senate Committee on Commerce, Science and Transportation conducted a hearing on July 1, 2020, titled "Exploring a Compensation Framework for Intercollegiate Athletes." The hearing examined the NCAA Board of Governors recent actions on NIL and how these new opportunities could be provided to student-athletes without compromising the integrity of institutions and the amateurism model. Additionally, the topic of safely returning student-athletes to practice and competition during this global pandemic was discussed. Witnesses included, Dr. Michael Drake, Chair, NCAA Board of Governors; Greg Sankey, Commissioner, Southeastern Conference; Keith Carter, Vice Chancellor for Intercollegiate Athletics, the University of Mississippi; Dionne Koller, Law Professor, University of Baltimore; and Eric Winston, former National Football League Players Association president, NFL player and collegiate athlete.

Prior to the hearing, Sen. Marco Rubio (R-FL) introduced S. 4004, the Fairness in Collegiate Athletics Act. The proposal, which was introduced on June 18, 2020, would require the NCAA to implement rules allowing student-athletes to be compensated for use of their NIL by June 30, 2021. The bill would preempt state NIL laws and provide safe harbor protections for the Association as it modernizes rules in this area. Finally, the Act would be enforced by the Federal Trade Commission. S. 4004 has been referred to the Senate Committee on Commerce, Science and Transportation and currently has no cosponsors. It is expected that Rep. Anthony Gonzalez (R-OH) will introduce NIL legislation prior to Congress' August recess and discussions will continue in the Senate where additional legislation may be introduced in the near future.

NCAA government relations staff has continued its broad outreach to congressional offices to share information on Association efforts to modernize rules related to NIL. Significant attention has been given to the Board of Governors' approval of the Federal and State Legislation Working Group final report, with a focus on the kind of assistance the Association may need from Congress to support efforts to modernize rules in college sports. While most Members have been encouraged by the progress made to date, they have expressed a desire to better understand what guardrails and enforcement mechanisms will need to be implemented to allow student-athletes to be compensated for use of their NIL.

Return to Practice and Competition

As Congress continues to evaluate the impacts of COVID-19 and identify policy solutions to guide the country through this pandemic, there has been increased interest in how campuses can safely reopen in the fall. While some Members of Congress have strongly encouraged the NCAA and its member schools to conduct fall competitions as scheduled, others have cautioned against the return of college sports without uniform protocols and testing procedures.

Members of Congress have also raised questions about the use of liability waivers by some schools as student-athletes return to campus for voluntary workouts. On June 24, 2020, Senators Richard Blumenthal (D-CT) and Cory Booker (D-NJ) sent a letter to NCAA President Mark Emmert, expressing their concern with the use of COVID related liability waivers and urging this practice to be prohibited. Shortly after sending this letter, Senators Blumenthal and Booker introduced S. 4102, the College Athlete Pandemic Safety Act. The proposal would prohibit institutions of higher education from using COVID-19 related liability waivers for any sporting activity and allow student-athletes to retain their athletic scholarship if they decide not to compete due to concerns about contracting or transmitting COVID-19. The bill would also require the Centers for Disease Control and Prevention to establish COVID-19 related health and safety guidelines for college sports. S. 4102 has been referred to the Health, Education, Labor and Pensions Committee and currently has no additional cosponsors.

State Issues

Name, Image and Likeness

The issue of student-athlete name, image and likeness continues to be of interest for many state legislators across the country. Three states have passed legislation which prohibit schools, conferences or the NCAA from preventing student-athletes to be compensated for the use of their NIL (CA, CO, FL). The California and Colorado laws take effect January 1, 2023 and include provisions which permit student-athletes to obtain professional representation and that prohibit student-athletes from entering into contracts which conflict with team contracts. The Florida law has an earlier effective date of July 1, 2021 and includes more restrictive provisions related to amateurism, booster activity and recruiting. Thirty-three additional states have introduced legislation related to student-athlete NIL (AL, AZ, CT, GA, HI, IA, IL, KS, KY, LA, MA, MD, MI, MN, MO, MS, NC, NE, NH, NJ, NM, NY, OK, OR, PA, RI, SC, TN, VA, VT, WA, WI, WV). NIL proposals in seven of these states have been passed by one chamber (AZ, HI, IL, KS, MI, NJ, OR). While the vast majority of state legislatures have adjourned, several states have suspended or postponed their legislative calendars due to the pandemic, so there is a possibility that activity related to this issue could resume at a later point this year.

Sports Wagering

Efforts to legalize sports betting continue in states throughout the country. Currently, 19 jurisdictions are accepting wagers on athletic competitions (AR, CO, DC, DE, IA, IL, IN, MI, MS, MT, NH, NJ,

NM, NV, NY, OR, PA, RI, WV) and four additional states (NC, TN, VA, WA) have legalized sports betting and are in the process of developing regulations. Twenty-four additional states have introduced sports wagering legislation this session (AK, AL, AZ, CA, CT, FL, GA, HI, KS, KY, LA MA, MD, ME, MN, MO, ND, NE, OH, SC, SD, TX, VT, WY). Of these, three states will hold ballot measures in November that could legalize sports betting in those states (LA, MD, SD).

Transgender Athletes

State legislators across the country have demonstrated an increasing interest in the issue of transgender rights as it relates to the fairness of competition within women's sports. In March, Idaho HB 500 - which prohibits college athletes who are born biologically male from competing in women's athletics events - was signed into law by Governor Little. Twenty-one additional states have introduced legislation related to the athletic participation of transgender athletes and seven of these states have bills which apply to college athletics (AZ, KY, LA, MS, NH, OH, WA). While the vast majority of state legislatures have adjourned this year, many states have suspended or postponed their legislative calendars due to the pandemic, so there is a possibility that activity related to this issue could resume.

Impact of COVID-19 on State Legislatures

The legislative landscape for all policy issues remain fluid as state legislative priorities and session calendars continue to fluctuate in response to the global pandemic. NCAA government relations staff will continue to closely monitor how these changes impact legislative activity and continue to work with member schools to educate state legislators on relevant issues.

Higher Education Associations

NCAA government relations staff continues to build strong relationships with various higher education associations. The American Council on Education (ACE), the Association of Public and Land-grant Universities (APLU) and the National Association of Colleges and University Business Officers (NACUBO), among others, continue to provide guidance and support on issues of common interest, including emerging COVID-related matters which impact students and student-athletes. Most recently, the NCAA partnered with ACE in response to guidance provided by the Department of Homeland Security and Immigration and Customs Enforcement which prohibits international students from returning to or remaining in the U.S. if their colleges adopt online-only instruction models. With ACE's leadership, the NCAA signed on to a letter voicing concern for the guidance and joined an amicus brief in support of a lawsuit filed by Harvard University and the Massachusetts Institute of Technology in response to the new federal restrictions. The NCAA government relations office looks forward to continuing these mutually beneficial relationships to better formulate and further the NCAA's legislative goals.



Strategic Analysis of the State of Collegiate Officiating

Presented by:



June 18, 2020

DIIICA Officiating Steering Committee

- **Ken Andrews**, Middle Atlantic Conference
- **Katie Boldvich**, Landmark Conference**
- **Kelly Higgins**, American Collegiate Athletic Association
- **Jessica Huntley**, Atlantic East Conference
- **Jeff Ligney**, Capital Athletic Conference
- **Keri Luchowski**, North Coast Conference**
- **Adrienne Mullikin**, Colonial States Athletic Conference
- **Dan McKane**, MIAC**
- **Patrick B. Summers (Chair)**, NEWMAC**
- **Kim Wenger**, Northwest Conference**



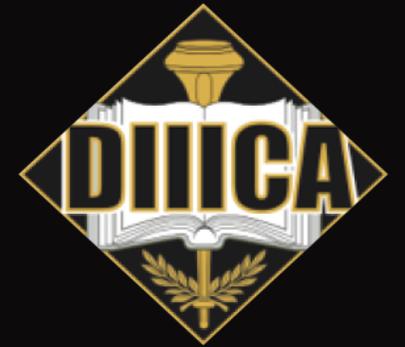
**Representing DIII on the NCAA Officiating Steering Committee



The PICTOR Group Officiating Project Team

- **Sandy Hatfield Clubb**, President, Project Co-Lead
- **Carolyn Schlie Femovich**, Vice President, Project Co-Lead
- **Mary Struckhoff**, Officiating Associate
- **Dee Abrahamson**, Project Coordinator
- **Dr. Scott Brooks**, Global Sport Institute, Director of Research
- **Dr. Karen Gallagher**, Global Sport Institute, Sr. Postdoctoral Research Scholar
- **Dr. Luke Brenneman**, Global Sport Institute, Postdoctoral Research Scholar





A STRATEGIC ANALYSIS OF THE STATE OF COLLEGIATE OFFICIATING

The Division III Commissioner's Association (DIIICA) through the support of the NCAA Division III Conference Grant Program has selected the PICTOR Group to conduct a national review of the state of officiating in Division III. The review will lead to the development of a five-year strategic plan that will address recruiting, educating, training, and retaining officials as well as a comprehensive overview of the existing structure(s) that support the assignment and evaluation of officials.

Goals & Objectives

- A detailed analytical review of DIII Sports including fees, number of officials (demographic breakdown), regional challenges, typical path to collegiate officiating, average tenure, and coordinator of official's structure
- Greater awareness, involvement, and engagement by Division's I, II, and III leadership
- Guidance and assistance from NCAA Office to bring appropriate constituency groups together for a larger conversation regarding officiating.
- Develop a national recruiting plan and strategy to attract new officials
- Increase and coordinate efforts regarding national education, evaluation, retention, and training of officials
- Identify sports that are in crisis based on the number of officials available to work collegiate games and prioritize resources
- Determine the effect of sportsmanship on officiating as a profession; Determine next steps on how to address fan behavior

DIIICA *Updated* Timeline & Deliverables

Action/Deliverable	Estimated Timeline
<u>PHASE 1</u> : Initiate Review	August 2019
Data Review and Collection	September 2019 – April 2020
1 st Draft DIIICA Report	May 2020
Final DIIICA Report	June <i>July</i> 2020
<u>PHASE 2</u> : Initiate Strategic Planning	May/June <i>July</i> 2020
1 st Draft for Stakeholder Review	September 2020
Final Draft to Committee	November 2020
2021-26 DIII Officiating Strategic Plan	January 2021 NCAA Convention

Oversight
and
Meetings

Project Oversight Body	Meetings
DIICA Officiating Steering Committee	7
NCAA Officiating Steering Committee	5
DIICA/NCAA Survey Committee	4
Project Chairperson Patrick Summers	12
NCAA Administration	8
<i>The PICTOR Group / Global Sport Institute</i>	Weekly



Data
Collection
Update

Stakeholder Voice	Numbers
Commissioners	121
Coordinators/Assignors	370
Officials	10,366
Head Coaches	4,247
Focus Groups National/Regional Coordinators NCAA Sport Administrators & Playing Rules	62
Interviews NASO NFHS Officially Human Officiating Associations / Conference Personnel	~15
Total...and counting	15,181





Data Analysis & Report Organization

Data Analysis & Report Organization

Officiating	Pipeline	Officiating Environment	Sportsmanship	Institutional Support & Conference Challenges	Evaluation
	Personal		Betting		Feedback
	Quality		Appreciation		Competition
	Training & Education		Culture		Opportunity
	Cooperation & Communication		Refreshments / Amenities		Leadership/ Mentorship
			Familiarism		Cost
	Scrutiny		Fees		
	Locker Rooms		Assigning		
	Consistency		Training		
			And more...		

Data Analysis & Report Organization

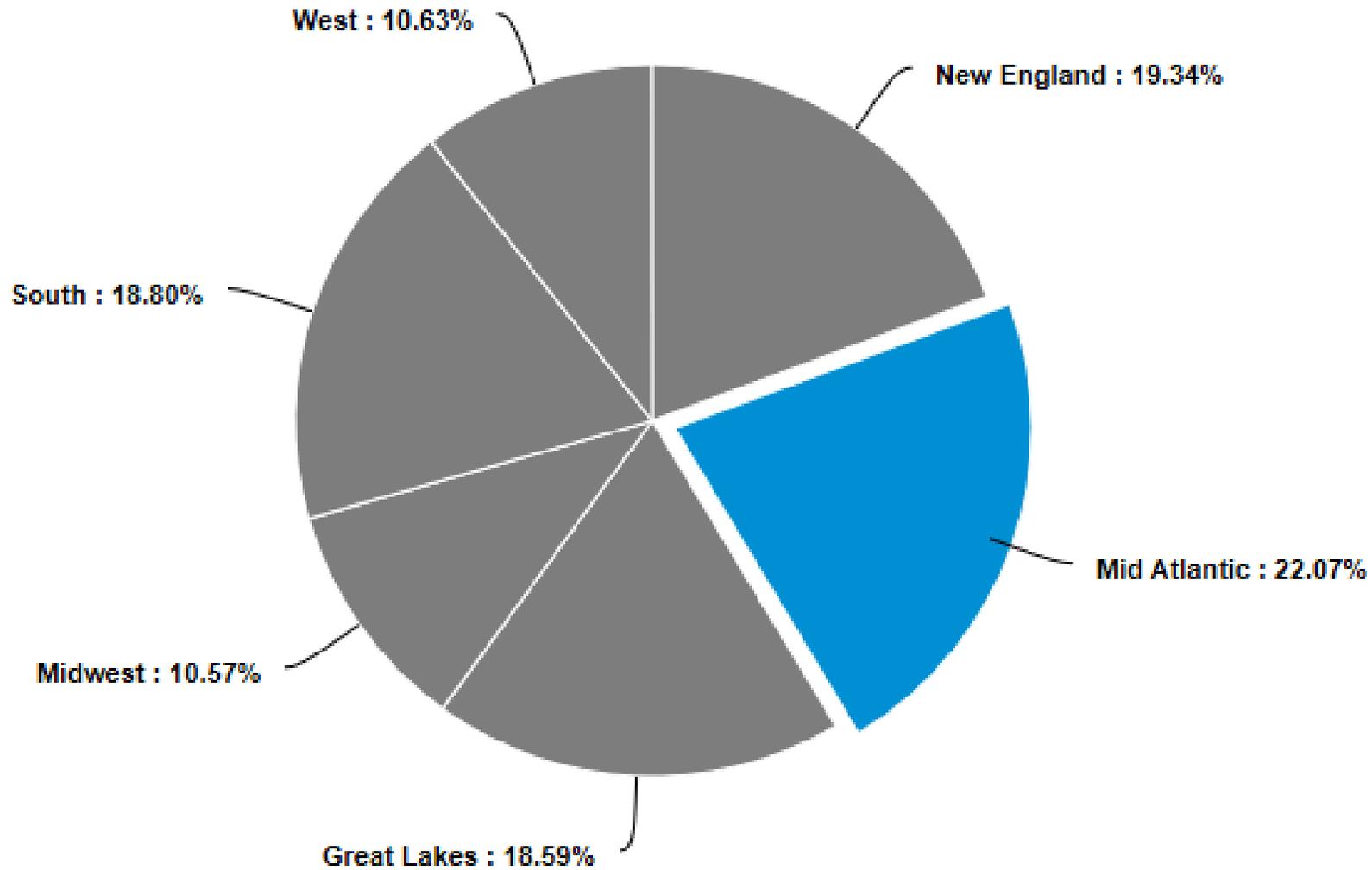
Officiating	Pipeline	Recruiting	Identifying and recruiting talent
		Diversity	The paucity of women, multigenerational and officials of color
		Aging	The aging pool of officials
		Development	Training and retention of officials
		Numbers	A limited number of officials
		Referrals	Use coaches, high schools, colleges, and associations to refer people.
	Personal	Time	Unable to spend time/ celebrate occasions with family/time away from work
		Travel	Unable to travel distances to officiate games
		Fees	Fees for camps/clinics, travel
		Pay	Payment to officials
	Quality	Consistency	Same calls, same play across all levels
		Professionalism	Unprofessional conduct of officials
		Integrity	
		Replay	Technology to get the system and call right
Training Education Support		Support to learn technology, rules, and regulations of sports	



Data Division III Demographics







6,839 DIII Officials



Division III Officials by Region



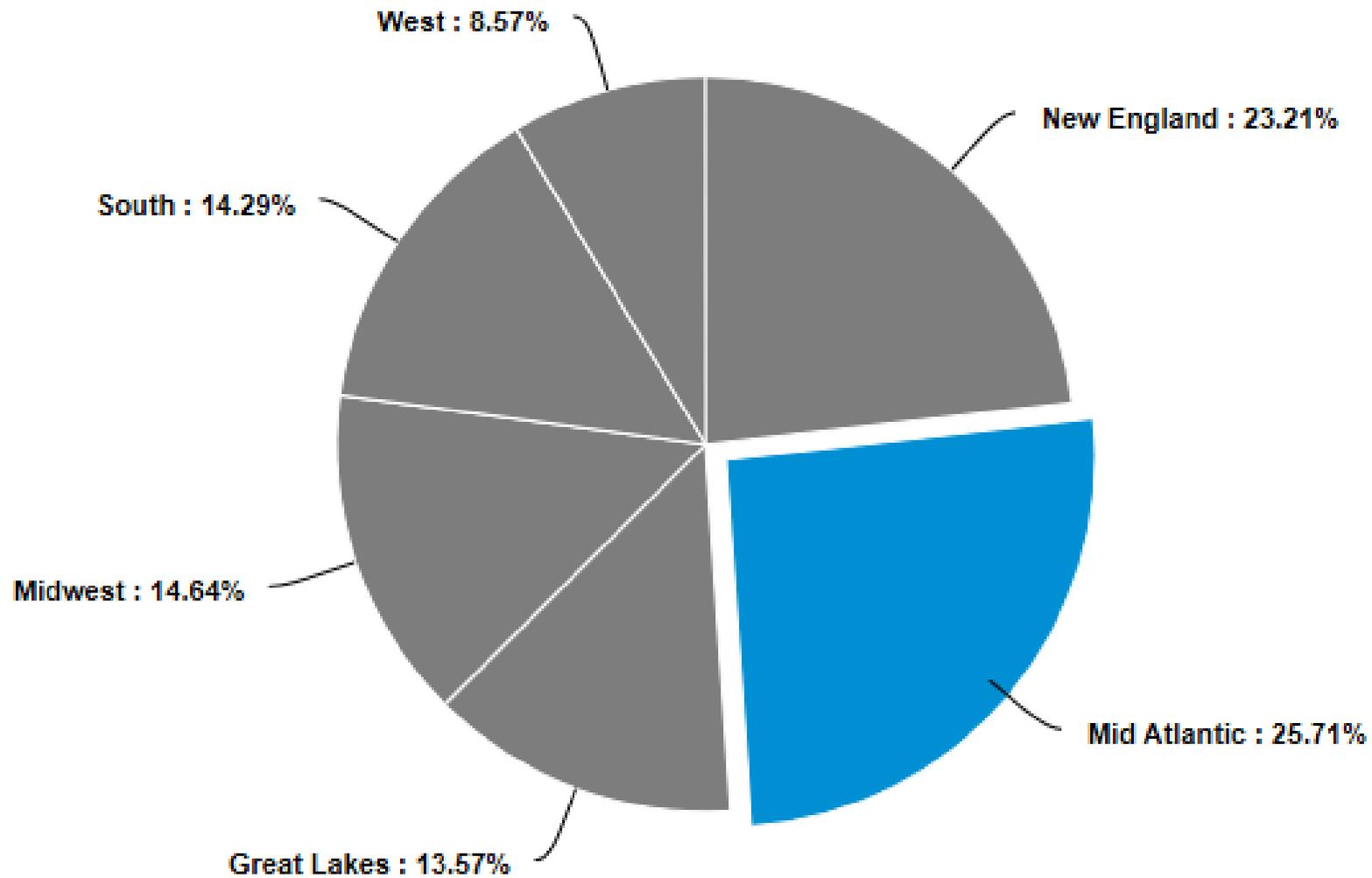
Division III Officials – 6,839 Respondents

		What is your gender?	
		Male	Female
What is your age?	Under 25	1.75%	1.79%
	25-34	11.59%	17.51%
	35-44	20.93%	17.31%
	45-54	27.20%	22.49%
	55-64	25.99%	29.05%
	65 or over	11.61%	10.45%
	I prefer not to say	0.93%	1.39%
	Total	84.62%	14.70%



Division III Officials – 6,839 Respondents

		What is your gender?	
		Male	Female
What is your race?	Hispanic or Latino	3.82%	1.79%
	American Indian or Alaska Native	0.38%	0.10%
	Asian	1.18%	1.99%
	Black or African American	9.35%	11.34%
	Native Hawaiian or Other Pacific Islander	0.22%	0.20%
	Caucasian or White	80.68%	77.51%
	Multiracial	1.49%	2.89%
	Other	0.29%	0.40%
	I prefer not to say	2.59%	3.78%
	Total	5787	1005
		84.62%	14.70%



202 DIII Coordinators / Assignors

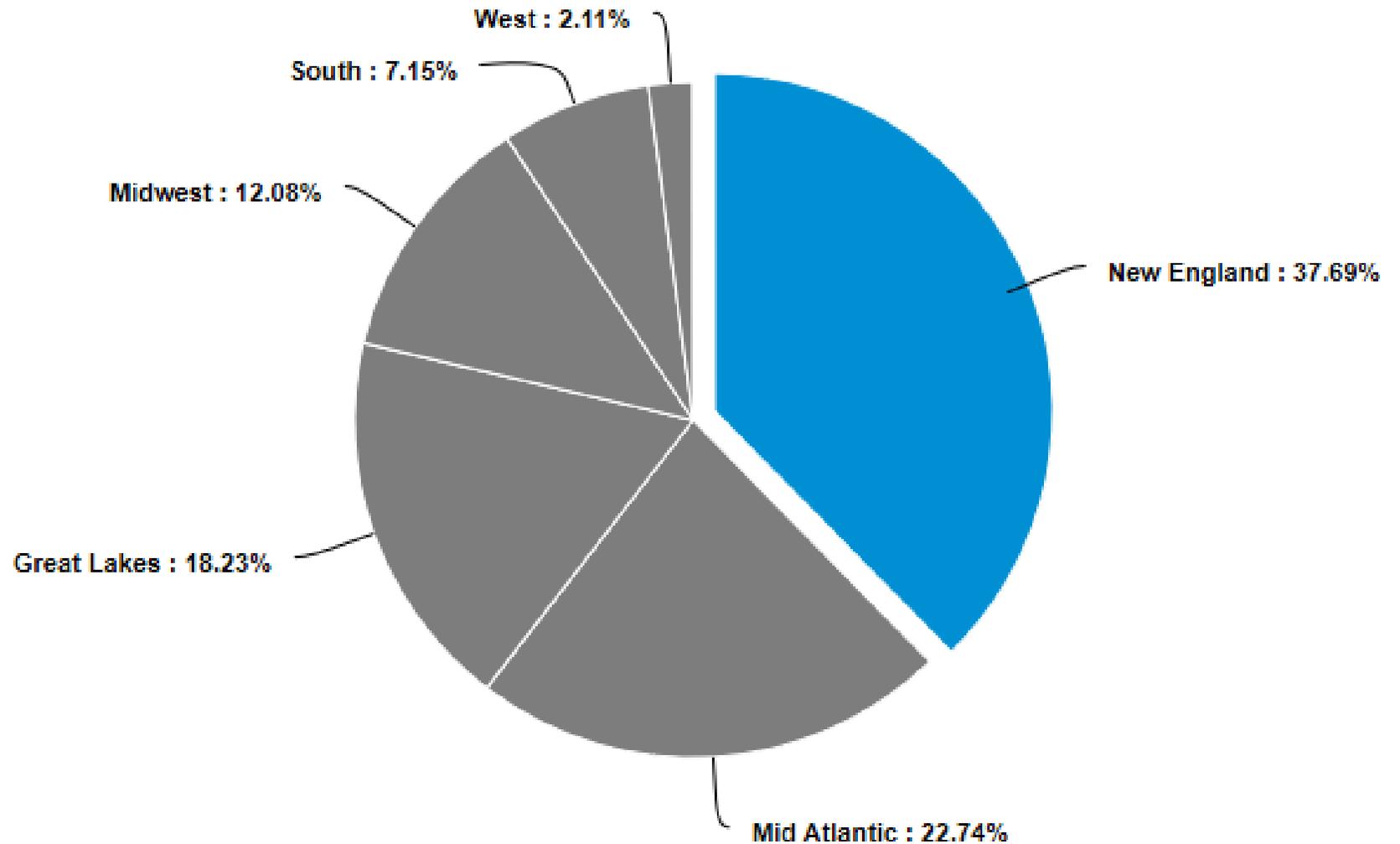


Division III
Coordinators
/ Assignors
by Region



Division III Coaches by Region

1,706 DIII Head Coaches All Sports Represented



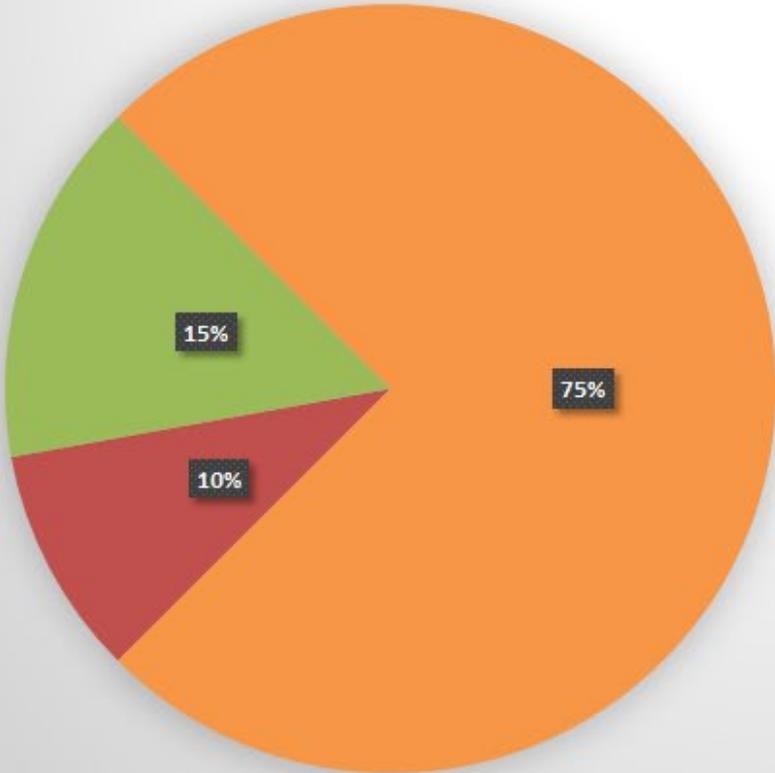
Preliminary Data Examples



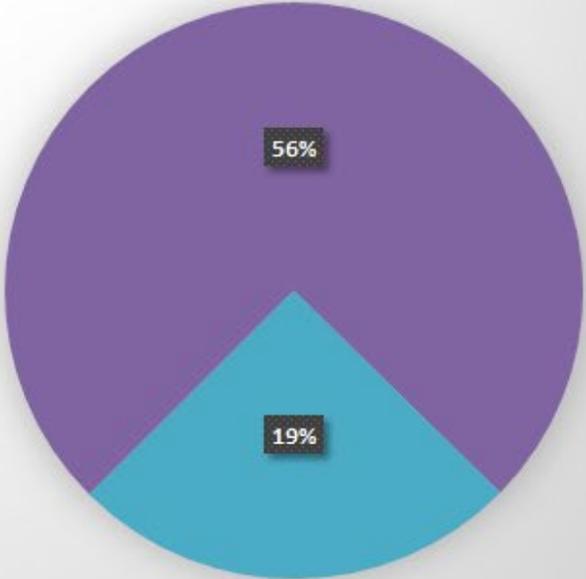
Conference Commissioners' Responses – 121

Concerns of Division I, II, and III

- Officiating
- Officiating Environment
- Conference Challenges



- Pipeline
- Quality





Industry Data
Connections

PIPELINE:

***Age of Officials &
Start of Career***

2017 NASO DATA

FOCUS:
All officials
youth
through
professional

Who are we?

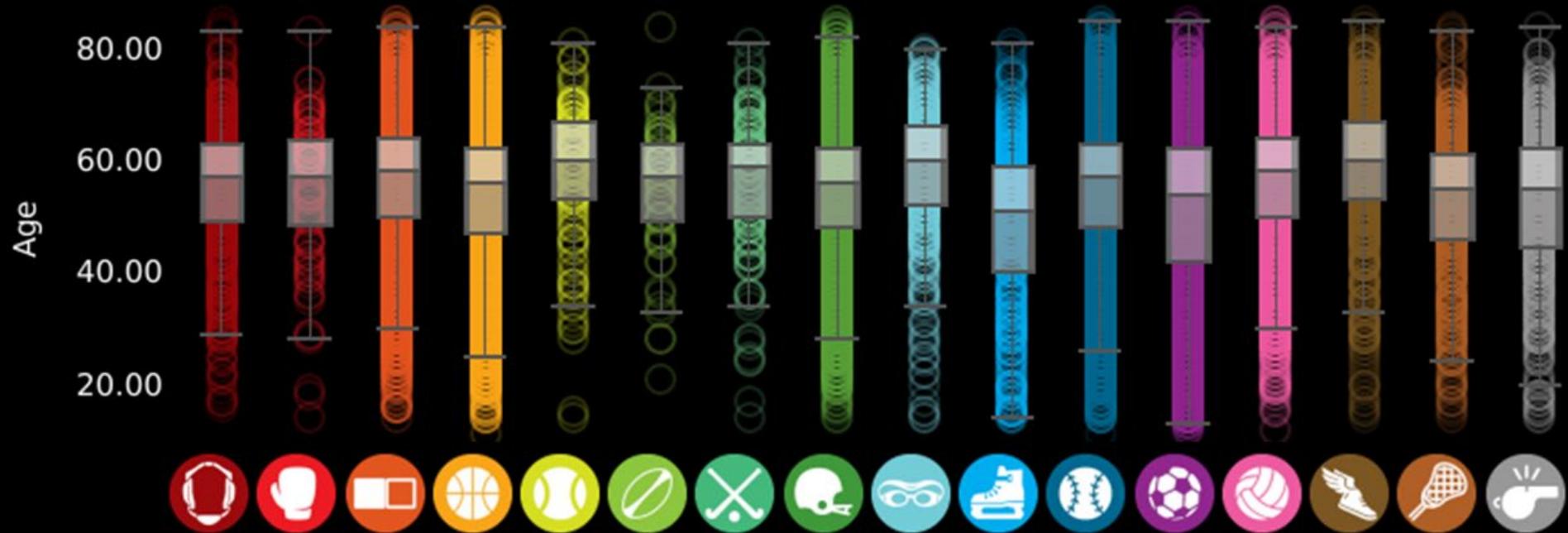
17,487
Respondents

53.29
Average Age

6.43%
Female Respondents

69.96%
White Respondents

Age Distribution by Sport



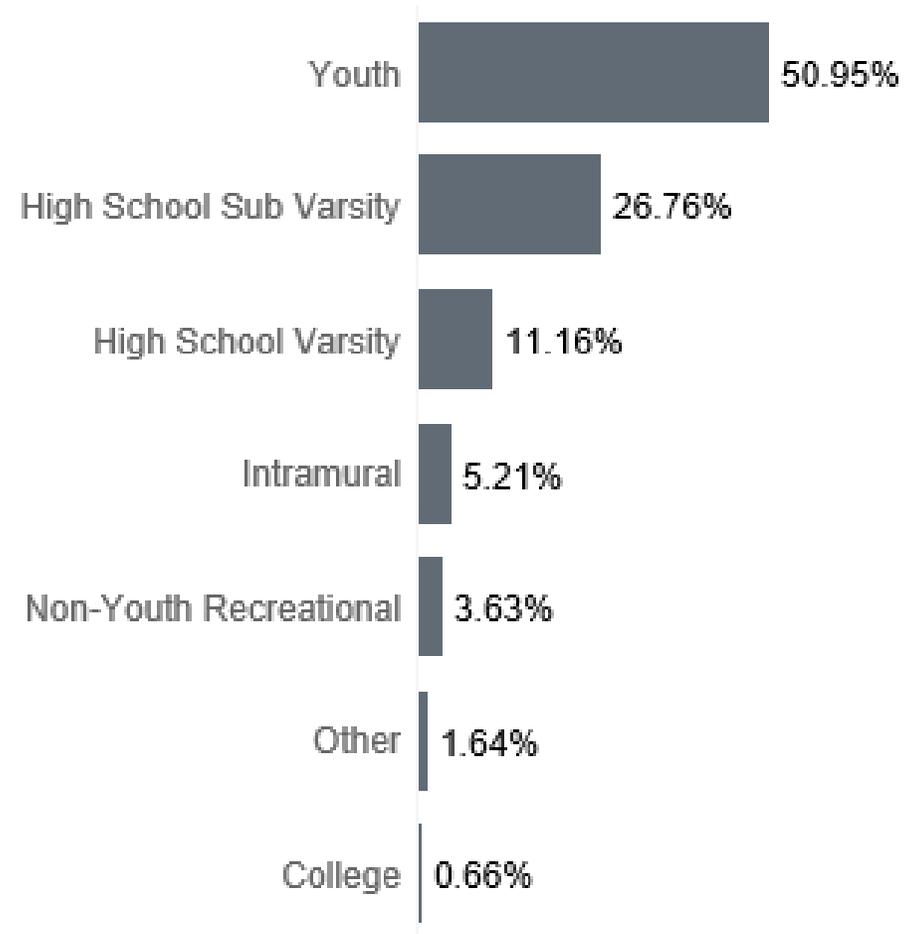


NASO 2017 Survey Data

At what level did you start officiating?

88.87% Youth & HS

At what level did you start officiating?





Division III Officials

**At what level did you start officiating?
79.34% Youth & HS**

		What is your gender?		
		Male	Female	Total
At what level did you BEGIN officiating {sport}?	Youth (under age 14)	40.09%	36.12%	39.52%
	High school sub-varsity	24.14%	21.69%	23.75%
	High school varsity	15.10%	21.49%	16.07%
	Youth recreational (over age 14)	6.98%	6.97%	6.96%
	Adult recreation (over age 18)	5.24%	5.17%	5.28%
	Intercollegiate	3.89%	3.88%	3.89%
	College intramurals	3.96%	3.18%	3.82%
	Other	0.59%	1.49%	0.72%



Division III Officials

		What is your age?						Combined 55 or Older
		Under 25	25-34	35-44	45-54	55-64	65 or over	
Officials - Division III								
What is your gender?	Male (84.62%)	1.75%	11.59%	20.93%	27.20%	25.99%	11.61%	37.60%
	Female (14.70%)	1.79%	17.51%	17.31%	22.49%	29.05%	10.45%	39.50%
	Total	1.74%	12.41%	20.28%	26.38%	26.33%	11.39%	37.72%

THE STATE OF **SPORTS OFFICIATING** 2020

From a survey of 19,000 sports officials nationwide from 15 states:

FOCUS: High School Officials

A CRISIS IS BREWING 

Older officials are not being replaced quickly enough by younger officials

45%

of officials report they have less than 6 years remaining in their career

50%

of officials are 55 years or older

12%

of officials are under 34 years old

Much more to come...

- Key Drivers
- Trends
- By Region
- By Sport
- By Division
- Areas of Concern





Gap Questions

***Making
connections across
stakeholder
groups.***



Division III – Treatment of Officials

With regard to sportsmanship during contests, how would you describe the treatment of officials:

	Officials	Coaches
Excellent	17.62%	30.23%
Good	51.33%	52.76%
Neutral	15.68%	12.51%
Less than desirable	13.09%	4.21%
Unacceptable	2.28%	2.76%

68.95%

82.99%



Division III – Treatment of Officials

With regard to sportsmanship during contests, how would you describe the treatment of officials:

	Officials	Coaches
Excellent	17.62%	30.23%
Good	51.33%	52.76%
Neutral	15.68%	12.51%
Less than desirable	13.09%	4.21%
Unacceptable	2.28%	2.76%
	31.05% Less than Good	19.48% Less than Good



Division III – Official/Coach Relationship

What BEST describes your perception of the current coach/official relationship at {sport} contests?

	Officials	Coaches
Appreciative/Supportive	24.59%	20.93%
Respectful/Civil	63.03%	71.56%
Disrespectful/Tense	10.48%	6.10%
Combative/Antagonistic	1.90%	1.41%

OFFICIALS: 87.62%

COACHES: 92.49%



Division III Coordinators/Assignors & Officials

Generally speaking, what are the most important criteria a coordinator/assignor utilizes when making REGULAR-SEASON assignments. Assume availability is not an issue.

	COORD/ASSIGNORS	OFFICIALS
Conference is a priority for the official	7.87%	4.51%
Official attended coordinator's officiating camp/school	2.46%	8.47%
Official's experience in the conference	2. 17.70%	1. 23.91%
Travel distance	1. 19.84%	2. 19.42%
Official's post-season appearances	1.31%	4.53%
Opponents competing/match-up	15.57%	10.14%
Number of times officiating for competing teams	3. 17.87%	7.24%
Official's conditioning level	4.26%	6.38%
Official's prior year's evaluations	13.11%	3. 15.41%



Division III Coordinators/Assignors & Officials

Which of the following are most important to your overall experience as a {sport} official?

Division III Conference(s)	OFFICIALS	RANK	COORD/ ASSIGN	RANK
Greeted by administrator	6.28%		3.98%	
Greeted by contest management	15.42%	2	18.50%	2
Officials' locker room	24.13%	1	21.87%	1
Towels	6.44%		5.35%	
Water	15.19%	3	13.61%	4
Soft/sport drinks	2.90%		2.14%	
Access to trainer	3.77%		4.43%	
Light snack	2.54%		1.68%	
Light meal	2.79%		1.99%	
Escorted to/from competition area	8.35%		11.47%	
Contest fees received within 2 weeks	12.18%	4	14.98%	3

QUESTIONS & OPEN DISCUSSION



From: NCAA Sport Science Institute <ssi@ncaa.org>
Sent: Tuesday, June 30, 2020 7:31 AM
To: Rogers, Crystal <crogers@ncaa.org>
Subject: Concussion Reporting Process Reminder

To view this email as a web page, go [here](#).



Concussion Reporting Process Reminder

This memo serves as a reminder that the reporting cycle in support of the annual concussion reporting requirement will begin tomorrow, July 1, 2020, and will remain active through June 30, 2021. The URL for the concussion reporting website can be found in step-by-step reporting instructions, which can be accessed [here](#). We have also developed a [Frequently Asked Questions page](#) about the annual concussion reporting process.

As a reminder, in January 2020, all three NCAA divisions passed emergency or noncontroversial legislation (Division I Constitution 4.3.4.21; Division II Constitution 3.3.4.18; Division III Constitution 3.2.4.18) requiring active member institutions “to report all instances of diagnosed sport-related concussions in student-athletes and their resolution to the NCAA on an annual basis pursuant to policies and procedures maintained by the Committee on Competitive Safeguards and Medical Aspects of Sports.”

Important: This legislation requires that schools report concussions that are diagnosed from May 18, 2020 forward. Because this initial reporting cycle does not begin until July 1, 2020, schools are expected to report all concussions diagnosed from May 18, 2020 through the date the school chooses to report prior to the end of the first annual reporting cycle on June 30, 2021. In subsequent years, schools will report only those concussions occurring since the date of their last reporting.

Upon successful submission of the concussion report, the individual that reports on behalf of the member school will immediately receive an email confirming submission. This email will also contain a confirmation number, as well as the number of reported and resolved concussions for the purpose of checking reporting accuracy.

As always, please contact us at ssi@ncaa.org in the event you have any questions.

This email was sent to NCAA Divisions I, II and III Athletics Health Care Administrators, Conference Commissioners, Directors of Athletics, Directors of Compliance, Head Athletic Trainers, Head Team Physicians, Senior Woman Administrators based on contact information in the [NCAA Directory](#) and to select NCAA staff.



FUTURE MEETING SCHEDULE

Attending	Dates	Meeting	Location
2020			
	July 1	Playing and Practice Seasons Subcommittee	Virtual
	July 15	Playing and Practice Seasons Subcommittee	Virtual
	July 16	ILC teleconference	
	July 18-19	Student-Athlete Advisory Committee	Virtual
	July 20-21	Management Council	Virtual
	July 28	Playing and Practice Seasons Subcommittee	Virtual
	August 3	Presidents/Chancellors Advisory Group	Virtual
	August 5	Presidents Council	Virtual
	August 20	ILC teleconference	
	September 3	Nominations Committee	Virtual
	September 13-15	Championships Committee with sport committee chairs	Virtual
	September 14-15	Committee on Women's Athletics	Indianapolis, IN
	September 21-22	Committee on Competitive Safeguards and Medical Aspects of Sports	Indianapolis, IN
	September 22-23	Interpretations and Legislative Committee	Virtual
	October 15	ILC teleconference	
	October 19-20	Management Council	Virtual
	October 27-28	Presidents Council	Virtual
	November 9-10	Financial Aid Committee	Virtual
	November 15-16	Student-Athlete Advisory Committee	Virtual
	November 19	ILC teleconference	
	December 1-2	Student-Athlete Reinstatement Committee	Indianapolis, IN
	December 17	ILC teleconference	
2021			
	January 12-16	Student-Athlete Advisory Committee	Washington, D.C.
	January 13-16	NCAA Convention	Washington, D.C.
	January 13	Management Council	Washington, D.C.
	January 14	Presidents Council	Washington, D.C.
	January 16	Post-Convention Management Council	Washington, D.C.
	February 2-3	Championships Committee	Virtual
	February 8-9	Financial Aid Committee	Indianapolis, IN
	February 16	Nominating Committee	Indianapolis, IN
	February 16-17	Committee on Competitive Safeguards and Medical Aspects of Sports	Indianapolis, IN
	February 18-19	Interpretations and Legislative Committee	Indianapolis, IN
	February 25-26	Membership Committee	Indianapolis, IN
	April 10-11	Student-Athlete Advisory Committee	Virtual
	April 12-13	Management Council	Virtual
	April 27-28	Presidents Council	Virtual
	May 17	Student-Athlete Reinstatement Committee	Virtual
	May 24-26	Regional Rules Seminar	Indianapolis, IN
	June 7-9	Regional Rules Seminar	Scottsdale, AZ
	June 14-15	Committee on Competitive Safeguards and Medical Aspects Of Sports	
	July 17-19	Student-Athlete Advisory Committee	Indianapolis, IN
	June 23-24	Membership Committee	Virtual



FUTURE MEETING SCHEDULE

Attending	Dates	Meeting	Location
	July 18-20	Management Council	Indianapolis, IN
	August 3-4	Presidents Council	Indianapolis, IN
	September 20-21	Interpretations and Legislative Committee	Indianapolis, IN
	September 20-21	Committee on Competitive Safeguards and Medical Aspects of Sports	Indianapolis, IN
	October 18-19	Management Council	Indianapolis, IN
	October 26-27	Presidents Council	Indianapolis, IN
	November 14-15	Student-Athlete Advisory Committee	Indianapolis, IN

*Dates subject to change.

Future Dates for 2022

Membership Committee February 22-23 – Indianapolis
June 21-22 – Indianapolis

SAAC January 18-22 – Indianapolis, IN
April 9-10 – Indianapolis, IN
July 16-17 – Indianapolis, IN
November 13-14 – Indianapolis, IN

CSMAS February 22-23
June 13-14
September 19-20



Case Summary

General Case Information

Case Number	Case Type	Sub Case Type	Release to Database
1104449	Legislative Relief Waiver	Request for Any Other Individual, Entity or Event	No
Student-Athlete Name	Institution	Division	Sport(s)
	3 - DIII CA Test	III	

Legislative Cite(s)

14.1.8.1 - Requirement for Practice or Competition.
 14.5.2 - Conditions Affecting Transfer Status.
 17.1.5 - Out-of-Season Athletically Related Activities.
 13.02.5 - Student-Athlete.
 17.02.1.1 - Athletically Related Activities.
 13.02.7 - Prospective Student-Athlete.
 13.2.1 - General Regulation.

Decision Information

Decision	Decision Date	Decision Level
Approved	07/13/2020	Committee

Conditions

Other: Specifically, (1) Like student-athlete participation in virtual team meetings during the summer of 2020, prospective student-athlete participation must be voluntary; and (2) Blanket waiver relief may only be provided up to the institution's first day of classes for the fall term or the team's first day of practice, whichever is earlier.

Rationale

Prospective student-athlete well-being:
 Totality of the circumstances.: The NCAA Division III Management Council Subcommittee for Legislative Relief noted (1) The unique and extraordinary circumstances surrounding the COVID-19 pandemic; (2) The Division III Administrative Committee's rationale in providing institutions with flexibility regarding their interactions with student-athletes in response to the COVID-19 pandemic applies to their interactions with committed prospective student-athletes. Specifically, the increased flexibility should be exercised for the purposes of fostering the well-being of the prospective student-athletes and/or the connectivity between and among the prospective student-athletes, the student-athletes and their respective coaches and institutions; and (3) A committed prospective student-athlete (e.g., institution has received the prospective student-athlete's financial deposit in response to the institution's offer of admission) would include incoming prospective student-athletes beginning initial collegiate enrollment and transfer prospective student-athletes.

Case Summary

March 2020: In response to the COVID-19 pandemic, the Division III Administrative Committee provided the membership with flexibility regarding their interaction with student-athletes (allowing student-athlete participation in virtual team meetings during the summer). This action was taken to foster student-athlete well-being by maintaining the connection between coaches and student-athletes.

The Division III Interpretations and Legislation Committee recommended the Division III Management Council Subcommittee for Legislative Relief approve a blanket waiver to permit committed prospective student-athletes to participate in virtual team meetings in a manner consistent with the flexibility provided by the Division III Administrative Committee (March 13, 2020 directive and March 26, 2020 clarification) up to the institution's first day of classes for the fall term or the team's first day of practice, whichever is earlier; however, current Division III legislation does not permit prospective student-athletes who have committed to attend a Division III institution to join these virtual team meetings, as they are not certified student-athletes eligible for participation in athletically related activities.

Assertions:

- (1) The rationale for providing institutions with the necessary flexibility to support the student-athletes' well-being during the COVID-19 pandemic is equally true for prospective student-athletes transitioning from high school to college; and
- (2) Permitting prospective student-athletes who have committed to attend a Division III member institution to participate in virtual team meetings conducted before the beginning of practice or the fall term will allow prospective student-athletes to connect with their future team members and coaches.

Specific Case Information

Describe the institution's request for relief. Waive the normal application of recruiting, eligibility and playing and practice seasons legislation to permit via blanket waiver a committed prospective student-athlete (e.g., institution has received the prospective student-athlete's financial deposit in response to the institution's offer of admission) to participate in virtual team meetings permitted by the flexibility provided by the Division III Administrative Committee (March 13 directive and March 26 clarification) up to the first day of classes for the fall term or the team's first day of practice, whichever is earlier.

Name of the NCAA Governance Committee
submitting the waiver

Division III Management Council Subcommittee for Legislative Relief